

THE NATIONAL ARCHIVES FEDERAL REGISTER OF THE UNITED STATES

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Washington, Friday, November 22, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter IV—Production and Marketing Administration (Crop Insurance)

PART 417—TOBACCO CROP INSURANCE

SUBPART—1947

Correction

In Federal Register Document 46-20490, appearing at page 13570 of the issue for Tuesday, November 19, 1946, the following changes should be made:

1. In paragraph (b) of § 417.113, the first complete word in the seventh line should read "immediately".

2. In paragraph (c) of § 417.117, the section number in the third line should be "§ 417.108".

[Amdt. 2]

PART 419—COTTON CROP INSURANCE REGULATIONS FOR THE 1947 AND SUCCEEDING CROP YEARS

AMOUNT OF LOSS

Correction

In Federal Register Document 46-20479, appearing on page 13577 of the issue for Tuesday, November 19, 1946, the second line of the authority citation should read "52 Stat. 73, 835; 58 Stat. 918; 7 U. S. C."

Chapter IX—Production and Marketing Administration, Marketing Agreements and Orders

PART 927—MILK IN THE NEW YORK METROPOLITAN MARKETING AREA

DESIRABLE UTILIZATION OF MILK RECEIVED FROM PRODUCERS

Pursuant to the provisions of § 927.3 (a) (4) (iv) (10 F. R. 6156) of the order, as amended, regulating the handling of milk in the New York metropolitan marketing area, a meeting was held at New York, New York, on November 8, 1946, after giving actual notice thereof to all

handlers operating reserve pool plants, to consider the desirable utilization of milk received from producers during the period November 9 to December 31, 1946, both dates inclusive. After consideration of all relevant data, views, or arguments presented at such meeting, it is hereby found and determined:

§ 927.201 *Desirable utilization of milk received from producers during the period November 9 to December 31, 1946, inclusive.* The desirable utilization of milk received from producers during the period November 9 to December 31, 1946, both dates inclusive, shall be in accordance with the following schedule:

Specified classes of milk	Period	Minimum percentages
Class I-A, and Class I-C to the extent of 50 percent of the milk received by a handler from producers which is ultimately distributed in the area specified in § 927.3 (a) (4) (iv) (b) of the order, as amended.	November 9 to 30, inclusive, 1946.	90
	Month of December 1946.	90

It is hereby further found and determined that the issuance of this determination effective November 9, 1946, is necessary to effectuate the terms and provisions of said order, as amended, and the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, and to insure a sufficient quantity of pure and wholesome milk in said marketing area during the period November 9 to December 31, 1946, both dates inclusive.

(48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U. S. C. 601 et seq.)

Issued this 8th day of November 1946.

[SEAL] C. J. BLANFORD,
Market Administrator, New
York Metropolitan Milk Mar-
keting Area.

[F. R. Doc. 46-20707; Filed, Nov. 21, 1946;
8:45 a. m.]

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Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 82, as Amended]

PART 1405—FRUITS AND VEGETABLES
ORDER APPROVING BUDGET OF EXPENSES

Pursuant to the provisions of War Food Order No. 82, as amended (8 F. R. 13283, 16643; 9 F. R. 4321, 4319, 9584, 11419, 13619; 10 F. R. 103, 10419; 11 F. R. 5105), consideration has been given to the budget of expenses submitted by the program committee established under said order, as amended, to cover its operations in such capacity for the period from September 1, 1946, through March 31, 1947, both dates inclusive, and it is hereby ordered, that:

§ 1405.60 *Budget of expenses for the 1946-47 crop year through March 31, 1947.* The budget of expenses for the period September 1, 1946, through March 31, 1947, submitted by the program committee, established pursuant to the provisions of War Food Order No. 82, as

amended (8 F. R. 13283, 16643; 9 F. R. 4321, 4319, 9584, 11419, 13619; 10 F. R. 103, 10419; 11 F. R. 5105), for the maintenance and functioning of said committee for the aforesaid period, is approved in the aggregate amount of \$31,500.

(E. O. 9280, December 5, 1942; E. O. 9577, July 1, 1945; 7 F. R. 10179, 10 F. R. 8087)

Issued this 19th day of November 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-20708; Filed, Nov. 21, 1946; 8:45 a. m.]

TITLE 17—COMMODITY AND SECURITY EXCHANGES

Chapter II—Securities and Exchange Commission

PART 230—GENERAL RULES AND REGULATIONS, SECURITIES ACT OF 1933

PART 239—FORMS, SECURITIES ACT OF 1933

CROSS REFERENCE: For notice of proposed rules under these parts, see F. R. Doc. 46-20688, Securities and Exchange Commission, in notices section, *infra*.

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 51571]

PART 8—LIABILITY FOR DUTIES, ENTRY OF IMPORTED MERCHANDISE

INFORMATION ON INVOICES COVERING MERCHANDISE FROM THE UNITED KINGDOM

Additional information regarding purchase tax under British Finance (No. 2) Act, 1940, is no longer necessary on invoices covering merchandise shipped to the United States from the United Kingdom and T. D. 50254 (5 F. R. 4301) is hereby revoked. (Sec. 481 (a) (10), 46 Stat. 719; 19 U. S. C. 1481 (a) (10))

Section 8.13 (i), Customs Regulations of 1943 (19 CFR, Cum. Supp., 8.13 (i)), as redesignated by T. D. 51059 (9 F. R. 9398), is hereby further amended by deleting the following from the list of merchandise, with numbers and dates of pertinent Treasury decisions, in connection with which additional information is required to be furnished on invoices.

Merchandise shipped to the United States from the United Kingdom 50254, October 26, 1940.

(Secs. 481, 624, 46 Stat. 719, 759; 19 U. S. C. 1481, 1624)

[SEAL] FRANK DOW,
Acting Commissioner of Customs.

Approved: November 15, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-20691; Filed, Nov. 21, 1946; 8:45 a. m.]

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

Subchapter C—The Foreign Service

[Foreign Service Reg. S-21]

PART 102—PERSONNEL ADMINISTRATION

POSITIONS COMPARABLE IN IMPORTANCE TO THAT OF CHIEF OF MISSION

Pursuant to the authority vested in me by section 502 (a) of the Foreign Service Act of 1946, I prescribe the following section of the Foreign Service Regulations to Part 102, the heading of which is hereby changed to read "Part 102—Personnel Administration":

§ 102.207 *Positions comparable in importance to that of chief of mission.* The following positions shall be considered positions comparable in importance to that of chief of mission within the meaning of section 502 (a) of the Foreign Service Act of 1946, and any Foreign Service officer of Class 1 appointed or assigned to any one of these positions may, in the discretion of the Secretary of State, be recommended to the President for promotion to the class of career minister:

(a) Positions as chief United States representative on the Security Council of the United Nations, as deputy to such representative, as chief United States representative on the Social and Economic Council of the United Nations, and as chief United States representative on the Trusteeship Council of the United Nations;

(b) Positions as Consul General at Jerusalem and as Consul General at Shanghai;

(c) Positions as Director General of the Foreign Service and as Director of any Office in the Department of State;

(d) Positions as Political Adviser on German Affairs; as Political Adviser to the Supreme Commander for Allied Powers, Tokyo; as Chief of the United States Mission at Bucharest; and as Chief of the United States Mission at Sofia;

(e) Positions as principal counselor of embassy at embassies at which chiefs of mission receive salaries of \$25,000 per annum in accordance with the provisions of section 411 of the Foreign Service Act of 1946.

(f) Position as Deputy for Foreign Affairs, National War College, Washington, D. C.

This regulation shall become effective on November 13, 1946.

(Public Law 724; 79th Cong.)

For the Secretary of State.

[SEAL] DONALD RUSSELL,
Assistant Secretary.

NOVEMBER 12, 1946.

[F. R. Doc. 46-20706; Filed, Nov. 21, 1946; 8:52 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VI—Federal Public Housing Authority

PART 603—FINAL DELEGATIONS OF AUTHORITY

DELEGATIONS TO FIELD PROJECT PERSONNEL

Paragraphs (c) (1) (i) and (d) (6) of § 603.4, 11 F. R. 177A-908, are amended to read as follows:

§ 603.4 *Delegations to field project personnel.* * * *

(c) Delegations of authority to General Housing Managers, Housing Managers and their Assistants, and Management Aides:

(1) Pursuant to the provisions of 48 Stat. 195; 40 U. S. C. 401 as implemented by 50 Stat. 888; 42 U. S. C. 1401 (as to PWA projects only); 54 Stat. 676, 872, 1125; 42 U. S. C. 1501, 1521; 55 Stat. 14, 197, 810; 42 U. S. C. 1523 (note), all as amended and supplemented; and Pub. Law 600, 79th Congress, 60 Stat. 806, general housing managers, housing managers and their assistants, and management aides are delegated, in connection with the management and administration of projects, the power:

(i) To execute contracts for supplies and services (other than personal services) necessary in connection with the maintenance and repair of projects within approved budgets as follows:

(a) In amounts of \$100 or less in the open market without advertising for proposals.

(b) In amounts between \$100 and \$2,000 after advertising for proposals, except, that the requirement of advertising for proposals for contracts involving more than \$100 need not be observed:

(1) When the public exigencies require the immediate delivery of the articles or performance of the service, or

(2) When only one source of supply is available and the purchasing or contracting officer shall so certify. However, contracts negotiated under subdivisions (1) or (2) of this subparagraph which involve more than \$300 must be approved by the assistant regional director for project management.

(d) Housing Managers, Community Managers, and others acting in such capacities, with respect to Greenbelt Towns, Subsistence Homestead, Limited Dividend, and Rural Housing Projects. Housing managers, community managers, and others acting in such capacities with respect to Greenbelt Towns, Subsistence Homestead, Limited Dividend, and Rural Housing Projects are authorized:

(6) To execute contracts for supplies and services (other than for personal services) necessary in connection with the maintenance and repair of projects within approved budgets as follows:

(i) In amounts of \$100 or less in the open market without advertising for proposals.

(ii) In amounts between \$100 and \$2,000 after advertising for proposals, except that the requirement of advertising for proposals for contracts involving more than \$100 need not be observed;

(a) When the public exigencies require the immediate delivery of the articles or performance of the service, or

(b) When only one source of supply is available and the purchasing or contracting officer shall so certify.

However, contracts negotiated under subdivisions (a) or (b) of this subparagraph which involve more than \$300 must be approved by the Director of the General Field Office.

(iii) For purchase of fuel necessary for the operation of assigned projects pursuant to Treasury Department Procurement Division Regulations.

(48 Stat. 195; 50 Stat. 888; 52 Stat. 820; 54 Stat. 676, 872, 1125; 55 Stat. 14, 147, 197, 361, 759, 810; 56 Stat. 212, 763, 988; 57 Stat. 387, 565; 58 Stat. 150, 720; 59 Stat. 260, 383, 674; Pub. Laws 301, 336, 452, 600, 697, 79th Cong.; 40 U. S. C. 401, 42 U. S. C. 1401, 1501, 1521, 1523 (note))

Approved: November 15, 1946.

[SEAL]

D. S. MYER,
Commissioner.

[F. R. Doc. 46-20686; Filed, Nov. 21, 1946; 8:45 a. m.]

Chapter VII—National Housing Agency

PART 751—ORGANIZATION DESCRIPTION, INCLUDING DELEGATIONS OF FINAL AUTHORITY

DELEGATIONS OF AUTHORITY

1. Sections 751.27, 751.28, and 751.29¹ are hereby amended by substituting the following in lieu thereof:

§ 751.27 *Delegations of authority to the General Deputy Expediter.* The General Deputy Expediter is hereby delegated the power to carry out any and all functions of the National Housing Administrator and the Housing Expediter (except duties required by law to be performed by the National Housing Administrator and the Housing Expediter), including, but not limited to, the following, pursuant to sections 2 (b) (2), 2 (d) (1), and 4 (a) of Public Law 388, 79th Congress, and CPA Directive 44,² or whichever of these are applicable:

(a) To issue directives channeling specific surplus property into the Veterans' Emergency Housing Program.

(b) To issue directives freezing and unfreezing specific surplus industrial real property.

(c) To issue directives allocating materials or facilities to specific persons.

2. Section 751.30 *Designation of Acting National Housing Administrator and Acting Housing Expediter* (11 F. R. 177A-861)³ is hereby redesignated as § 751.1 (a).

(E. O. 9070, Feb. 24, 1942; 7 F. R. 1529; Pub. Law 388, 79th Cong.; 60 Stat. 207)

Issued this 18th day of November 1946.

[SEAL]

WILSON W. WYATT,
Housing Expediter-Administrator.

[F. R. Doc. 46-20730; Filed, Nov. 21, 1946; 8:46 a. m.]

¹ NHA General Order 21-35, approved May 7, 1946, effective May 7, 1946.

² 11 F. R. 8936.

³ NHA General Order 21-35, approved May 7, 1946, effective May 7, 1946.

Chapter VIII—Office of Housing Expediter

[Priorities Order 4, Revocation]

PART 801—PRIORITIES ORDERS UNDER VETERANS' EMERGENCY HOUSING ACT OF 1946

DELEGATION OF AUTHORITY

Section 801.4 *Delegation of authority* (11 F. R. 11191) is revoked effective November 18, 1946.

This revocation does not affect any actions heretofore taken under this section.

(Pub. Law 388, 79th Cong.; 60 Stat. 207)

Issued this 18th day of November 1946.

WILSON W. WYATT,
Housing Expediter.

[F. R. Doc. 46-20729; Filed, Nov. 21, 1946; 8:46 a. m.]

[Premium Payments Reg. 8 as Amended Sept. 30, 1946, Amdt. 3]

PART 805—PREMIUM PAYMENTS REGULATIONS UNDER VETERANS' EMERGENCY HOUSING ACT OF 1946

CAST IRON SOIL PIPE

Section 805.8 (Housing Expediter Premium Payments Regulation No. 8) is amended in the following respect:

Paragraph (b) is amended to read as follows:

(b) *Eligibility*—(1) *Premium A.* Any producer is eligible under this section for payment of a premium designated as Premium A, if he meets all of the following conditions:

(i) His production during the month covered by the claim is in excess of quota, except as otherwise provided in paragraph (e) (2) (ii) (d) of this section;

(ii) His shipments during the month covered by the claim exceed 75 percent of his production for the month; and his shipments during the month covered by the claim and the immediately preceding month exceed 90 percent of his combined production during those two months: *Provided, however,* That if on application by the producer on form NHA 14-65 the Expediter determines that the producer's failure to ship the required percentage of his production was due to unusual circumstances beyond the producer's control, the producer shall be eligible for Premium A.

This amendment shall be effective as of August 1, 1946.

Issued this 21st day of November 1946.

WILSON W. WYATT,
Housing Expediter.

[F. R. Doc. 46-20828; Filed, Nov. 21, 1946; 12:00 m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

[Rev. Reg. 32, as Amended, Direction 6]

PART 602—GENERAL ORDERS AND DIRECTIVES

NOTICE OF DIRECTION PROHIBITING RECEIPT OR CONFISCATION OF CERTAIN COAL

The following direction is issued pursuant to Revised Regulation 32 as amended.

Pursuant to the provisions of Executive Order No. 9332 and SFAW Regulation No. 1, as amended (8 F. R. 5832, 8 F. R. 16320, 10 F. R. 1724), and notwithstanding any provision of SFAW Revised Regulation No. 32, as amended (11 F. R. 8575, 11 F. R. 10282, 11 F. R. 11560), no person, including any railroad company, shall receive without written permission of the Solid Fuels Administration for War, or confiscate:

1. Any coal on track or in transit unless such coal is consigned to such person in conformity with all orders, regulations and directions of the Solid Fuels Administration for War.

2. This direction is effective immediately and shall remain in force and effect until further notice.

3. Penalties provided for by the Second War Powers Act are applicable to violations of this direction.

(E. O. 9125, E. O. 9332 (7 F. R. 2719; 8 F. R. 5355); sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 21st day of November 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-20824; Filed, Nov. 21, 1946;
11:54 a. m.]

[Rev. Reg. 32, as Amended, Direction 7 Under
§§ 602.875-602.884]

PART 602—GENERAL ORDERS AND DIRECTIVES

NOTICE OF DIRECTION 7 REGULATING SHIPMENTS OF COAL FROM MINES IN OPERATION DURING EMERGENCY

Pursuant to the provisions of Executive Order No. 9332 and SFAW Regulation No. 1, as amended (8 F. R. 5832, 8 F. R. 16320, 10 F. R. 1724):

Shippers of bituminous coal whose mine or mines have not ceased production, or which have resumed production, and who are permitted, pursuant to the provisions of Notice of Direction No. 3, issued November 18, 1946 (11 F. R. 13578), to make shipments to the extent necessary to permit continued full operation of such mine or mines, shall make shipments only as provided herein.

1. Out of such coal as is permitted to be shipped, and after arranging for shipment on all orders for coal to be transhipped via the Great Lakes, first preference shall be given to orders of: Public utilities which render public service by supplying to any community, electricity, water, gas, sewage disposal service or street railway transportation; railroads; steamships and tugboats for bunker or galley fuel; laundries; hospitals; food processing plants (including milk plants, dairies and commercial bakeries); refrigeration plants; hotels; and retail dealers for any of the above purposes or for domestic use in any dwelling or apartment.

2. No preference shall be given to any category listed in paragraph numbered 1 above over any other category therein set forth, nor to any customer within any such category, except that in making the shipments therein directed the shipper shall first ship to the customers in such categories who have the lowest number of days' supply.

3. After arranging for shipment on the orders of the preference groups set forth in paragraph numbered 1 above, shipments may be made on all other orders in conformity with Revised Regulation No. 32, as amended.

4. In cases (1) in which the failure to supply coal will endanger the health and safety of the community, (2) where coal is required to permit the non-wasteful and orderly process of manufacture that would be lost if coal

were not supplied, including such continuous operation plants as glass plants, rayon plants, brick kilns, tanneries and breweries: *Provided*, That such plant did not have a sufficient coal supply on the date of this direction to close down in an orderly manner: *And provided*, That such plant does not commence new production after the effective date of this direction, and (3) where coal is necessary to permit the maintenance of humidity or temperature to prevent physical damage to materials, plant or equipment, applications for authorizations to receive such coal may be made to the SFAW Area Distribution Manager for the district in which the coal is produced (see Notice of Direction No. 3 for names and addresses of Area Distribution Managers) and consideration will be given to such applications in the light of the particular circumstances.

5. All persons are prohibited from receiving any bituminous coal which a shipper is not permitted to ship to him pursuant to this notice of direction.

6. This direction is supplemental to the provisions of Notice of Direction No. 3, which remains in full force and effect, and which, among other things, requires the submission of certain reports to the appropriate Area Distribution Manager in the event a cessation of mining occurs at any mine.

7. This direction is effective immediately and shall remain in force and effect until further notice.

8. No person shall be held liable for damages or penalties under any contract for any default which shall result directly or indirectly from compliance with the provisions of this direction.

(E. O. 9125, 7 F. R. 2719, Apr. 7, 1942; E. O. 9332, 8 F. R. 5355, Apr. 19, 1943; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827, and 59 Stat. 658)

Issued this 21st day of November 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-20825; Filed, Nov. 21, 1946;
11:54 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[LBM 77, Issued 1/2/42, Amended: 9/16/46]

PART 671—LOCAL BOARD MEMORANDA

MORAL STANDARDS

Local Board Memorandum No. 77 which was published in the FEDERAL REGISTER, Thursday, September 19, 1946 (11 F. R. 10499), is hereby reissued with a change in the codification structure.

Pursuant to the provisions of the Administrative Procedure Act, the following directive, issued under authority of the Selective Training and Service Act of 1940, as amended, is hereby made a matter of record:

§ 671.77 *Moral standards*—(a) *General*—(1) *Registrants to whom this part applies*. This part applies only to registrants who are within the age group currently being called for service. Therefore, if a registrant is of an age not currently called for service, no consideration shall be given by the local board to the question of his moral acceptability or his moral disqualification for service and none of the procedures set forth in this part is applicable to such registrants.

(2) *All registrants morally acceptable unless within specified exceptions*. Every registrant shall be considered to be

morally acceptable for service in the armed forces or morally acceptable for work of national importance under civilian direction except:

(i) A registrant who is in prison, whose moral acceptability shall be determined as provided in paragraph (b) of this section; and

(ii) A registrant who is in custody of the law, whose moral acceptability shall be determined as provided in paragraph (c) of this section; and

(iii) A registrant who has been convicted of a heinous crime, whose moral acceptability shall be determined as provided in paragraph (d) of this section; and

(iv) A registrant who has been separated from the land or naval forces under circumstances which cause him to be unacceptable for further service without a waiver of the land or naval forces moral standards. The moral acceptability of such a registrant shall be determined as provided in paragraph (e) of this section. In addition, a registrant separated from the land or naval forces and placed in Class I-C or Class IV-F (moral) may not be classified into a class available for service unless the local board has been authorized by the Director to so reclassify such a registrant as provided in Local Board Memorandum No. 77-C (not published in FEDERAL REGISTER).

(b) *Registrants in prison*—(1) *Determination as to special panel local board*. When the local board is advised that a registrant is confined in a prison, penitentiary, reformatory, or similar institution, as a result of having been convicted of a crime (including a heinous crime described in paragraph (d) of this section); it shall unless such information is already available, request the State Director of the State in which such institution is located to advise whether there is a special panel local board at the institution and, if so, the designation and address thereof.

(2) *Procedure when there is a special panel local board at the prison*. If the local board learns that there is a special panel local board at such institution, it shall reclassify the registrant into Class IV-F unless the registrant has been separated from the land or naval forces by Honorable Discharge or Discharge Under Honorable Conditions in which case he shall be placed or retained in Class I-C as provided in § 622.15 (a) (4) of this chapter, or, unless the registrant has been separated from work of national importance in a civilian public service camp after having served for a period of at least six months in which case he shall be placed or retained in Class IV-E as provided in § 622.51 (d) and (f) of this chapter. The local board shall then forward the records of the registrant to the special panel local board in the manner provided in Part 662 of this chapter. If it appears from the records of a registrant heretofore or hereafter received by a special panel local board that the registrant was not placed or retained in Class IV-F, Class I-C, or in Class IV-E, as provided above, by his local board prior to forwarding his records, the special panel local board shall classify the registrant into Class IV-F, Class I-C, or Class IV-E, as the

case may be, and notify his local board of such action; and the registrant's local board shall then note such action on its records and report same on Local Board Action Report (Form 110). So long as any such registrant remains in an institution where a special panel local board is organized, his case shall be handled by the special panel local board under separate instructions issued to such boards. When he leaves the institution where a special panel local board is organized, his records will be returned to his local board, together with information as to the action taken and information secured by the special panel local board during the period of time when he was in such institution.

(3) *Procedure when there is no special panel local board at the prison.* If it is ascertained that no special panel local board is organized at the prison, penitentiary, reformatory, or similar institution in which the registrant is confined, the local board shall handle such registrant's case under the provisions of paragraph (c) of this section; and, if he has been convicted of a heinous crime, the provisions of paragraph (d) of this section shall also be applicable.

(c) *Registrants in custody of the law.*—(1) *When a registrant is in "custody of the law."* A registrant is in the custody of the law when: (i) He has been placed under arrest charged with the commission of a crime, whether he is held in prison or is at liberty pending the trial, or is actually being tried, or, subsequent to trial, is awaiting sentence; or (ii) he has been sentenced and is awaiting execution of the sentence; or (iii) he is actually in prison serving a sentence; or (iv) his sentence has been suspended for a definite period of time which has not yet expired; or (v) following sentence, he has been placed upon probation; or (vi) after commencing to serve his sentence, he has been released from prison on parole or conditional release.

(2) *Request for release of civil authority.* When the local board is advised that a registrant is in the custody of the law (except a registrant whose records are forwarded to a special panel local board under paragraph (b) (2) of this section, or a registrant who is found to be morally unacceptable for service under paragraph (d) (3) of this section), it shall request the proper civil official to terminate civil authority over such registrant effective upon his entering the armed forces, or to suspend civil authority over the registrant during the period of his military service. If, however, a local board is instructed by the State Director or the Director to postpone the making of a request for termination or suspension of custody of a particular registrant or registrants, it shall comply with such special instructions.

(3) *Form and use of release of civil authority.* The order terminating or suspending civil authority need be in no particular form but must be in writing, signed by the proper civil official, and must accompany the registrant's records when he is forwarded for preinduction physical examination and when he is forwarded for induction.

(4) *Procedure when release of civil authority refused.* In the event the proper

civil official refuses to issue an order terminating or suspending civil authority over a registrant who is in the custody of the law, the writing which notifies the local board of such refusal shall be placed in the registrant's Cover Sheet (Form 53), and the registrant must be considered as morally unacceptable for service.

(d) *Registrants convicted of heinous crimes.*—(1) *Designation of "heinous crimes."* The term "heinous crimes" when used in this section includes only the following crimes: Treason; murder; kidnapping; arson; rape; sodomy, pandering, or other crimes involving sex perversion; or illegal dealing in or use of narcotics or other habit-forming drugs.

(2) *Definition of certain heinous crimes.* For the guidance of local boards, the terms "murder" and "rape" are defined as follows (other heinous crimes do not require further definition):

(i) The term "murder" means the unlawful killing of a human being with malice aforethought. In this connection, an "unlawful killing" means any killing without legal justification or excuse. "Malice aforethought" does not imply that the killing shall necessarily have been premeditated but does imply that there shall have been an intention to cause the death of or grievous injury to the person killed or that some act was done with the knowledge that it would probably result in the death of or grievous bodily injury to some persons.

(ii) The term "rape" means only the common-law crime of unlawful carnal knowledge of a female with force and without her consent. Such offense may be committed on a female person of any age. A conviction of so-called statutory rape, that is, carnal knowledge with the consent of a female under the statutory age of consent, will not be considered to come within the term "rape" as used in this part.

(3) *When such registrants may be morally acceptable.* When a registrant has been convicted of a heinous crime, he is morally unacceptable for service in the armed forces for the period of six months immediately following his release from confinement in an institution, or for a period of six months following the date of his conviction if after such conviction he is not confined but is released on suspended sentence or probation. After such period of six months, he continues to be morally unacceptable for service in the armed forces except in especially meritorious cases in which a waiver of the land or naval forces moral standards is issued in each instance by authority of the Commanding General of the Service Command or Department.

(4) *Procedure for applications for waiver.* If, therefore, after the expiration of six months following his release from confinement, or his conviction if not confined, the local board is of the opinion that such registrant's case is especially meritorious, it shall forward to its State Director for transmission to the Commanding General of the Service Command or Department a request for a waiver of the land or naval forces moral standards. The request need not be in any particular form but must include the following information: The registrant's name in full; the date and

place of his birth; a statement by the local board, based upon the information which it has received or upon the personal knowledge of one or more of its members, that in its opinion the registrant's case is especially meritorious; and a recommendation by the local board that the registrant's induction be approved and a waiver be issued.

(5) *Procedure when waiver refused.* Unless the local board receives a waiver of the land or naval forces moral standards issued by the Commanding General of the Service Command or Department, every registrant who has been convicted of a heinous crime must be considered to be morally unacceptable for service.

(e) *Registrants separated from land or naval forces.*—(1) *Registrants discharged under certain conditions are morally unacceptable.* A registrant discharged from the land or naval forces under certain circumstances is morally unacceptable for further service unless a waiver of the land or naval forces moral standards is issued by The Adjutant General of the Army for men separated from the Army, the Chief of Naval Personnel of the Navy for men separated from the Navy, the Commandant of the Marine Corps for men separated from the Marine Corps, and the Commandant of the Coast Guard for men separated from the Coast Guard. In order that the local board may know the cases for which such waiver must be issued by the proper branch of the land or naval forces before the registrant is morally acceptable for further service, there is attached hereto a document entitled "Types of Discharge and Separation From Land or Naval Forces."

(2) *Procedure for applications for approval.* Applications for waivers of the land or naval forces moral standards shall be forwarded through the State Director to the Commanding General of the Service Command or Department for transmittal to the proper officer of the armed forces. The application need not be in any particular form but should contain the following information: The registrant's name in full; the date and place of his birth; his armed forces serial number; the date and place of his induction into the armed forces; the date and place of his separation from the armed forces; and the designation of the military organization with which he was serving at the time of his separation. The application should be accompanied by evidence of the registrant's current habits and behavior in the form of a letter from the local board based upon personal knowledge of one or more members thereof accompanied, if practicable, by one or more letters of recommendation from the registrant's employer, business associates, or neighbors. If none of the local board members is personally acquainted with the registrant, the application shall so state and an effort will be made to obtain a written statement of the registrant's current character, habits, and record in the community from a local law enforcement officer or from some other responsible citizen.

(3) *Procedure if approval refused.* In the event that the land or naval forces refuse to issue such waiver, the writing which notifies the local board of such refusal shall be placed in the

registrant's Cover Sheet (Form 53), and the registrant must be considered as morally unacceptable for service.

(f) *Forwarding for preinduction physical examination*—(1) *Determination of moral acceptability of registrant.* A registrant who is otherwise qualified may be forwarded for preinduction physical examination and induction in the usual manner if (i) he is found to be morally acceptable for service under the provisions of this part, and (ii) Local Board Memorandum No. 77-C has been compiled with in the event he has been separated from service in the land or naval forces. All information in possession of the local board bearing upon his moral qualifications for service will be forwarded with his other records. The armed forces, in determining the moral acceptability of a registrant for service will be guided by Army Regulations AR 615-500, paragraph 13b (See Appendix C).

(2) *Reason for rejection shown in DSS Form 218.* Army regulations provide that when a registrant forwarded for preinduction physical examination is rejected because morally unacceptable, that fact and the reason for his rejection will be specifically noted upon the copy of his Certificate of Fitness (Form 218).

(3) *Procedure when reason for rejection omitted.* If the local board receives advice that a registrant has been rejected because morally unacceptable but the reason therefor is not indicated on the copy of his DSS Form 218, the local board, through the State Director, shall request the induction station to make such entry on the copy of DSS Form 218.

(4) *Procedure when reason for rejection is absence of required waiver or order.* If the reason indicated on the copy of DSS Form 218 for finding a registrant morally unacceptable for service is the absence of the required waiver or the absence of a proper order terminating or suspending civil authority over the registrant during his period of military service, the local board shall endeavor to secure the necessary waiver or order and, if it does so, shall return the registrant's records for further consideration by the induction station.

(5) *Procedure when reason for rejection cannot be met.* If the reason indicated on the copy of DSS Form 218 for finding a registrant morally unacceptable for service is not corrected by securing the necessary waiver or order, the registrant must be considered to be morally unacceptable for service.

(g) *Use of Government appeal agent*—(1) *Assistance on procedures under this part.* It is suggested that the local board call upon the government appeal agent for advice when it is in doubt as to whether the case of a particular registrant comes within the provisions of this section. It is further suggested that the local board call upon the government appeal agent to assist it in securing any documents required under the provisions of this part. The government appeal agent is usually an attorney and should be particularly helpful in these matters.

LEWIS B. HERSHEY,
Director.

APPENDIX A—TYPES OF DISCHARGE AND SEPARATION FROM THE LAND OR NAVAL FORCES

ENLISTED PERSONNEL

[12 indicate exceptions to table which are stated below and should be carefully observed]

Discharge Certificate Form No.	Color	Title	Morally acceptable without waiver of moral standards
ARMY			
W. D., AGO:			
55.....	White.....	Honorable discharge.....	Yes. ¹
56.....	Blue.....	Discharge.....	No.
57.....	Yellow.....	Dishonorable discharge.....	No.
NAVY			
NavPers or BNP:			
660.....	White.....	Honorable discharge.....	Yes.
661.....	do.....	Certificate of discharge under honorable conditions.....	Yes. ²
662.....	Yellow.....	Discharge (undesirable on unfavorable).....	No.
662a.....	do.....	Bad conduct discharge (general or summary court martial).....	No.
662b.....	do.....	Dishonorable discharge (general court martial).....	No.
MARINES			
NMC or NAVMC:			
257.....	White.....	Honorable discharge.....	Yes. ¹
257a.....	do.....	do.....	Yes. ¹
257d.....	do.....	do.....	Yes. ¹
257k.....	do.....	do.....	Yes. ¹
257m.....	do.....	do.....	Yes. ¹
258.....	do.....	do.....	Yes. ¹
258a.....	do.....	do.....	Yes. ¹
259.....	do.....	do.....	Yes. ¹
385.....	Yellow.....	Bad conduct discharge.....	No.
385a.....	White.....	Discharge.....	No.
385b.....	Yellow.....	Dishonorable discharge.....	No.
385c.....	White.....	Discharge by reason of desertion.....	No.
COAST GUARD			
NavCG:			
2510.....	White.....	Honorable discharge.....	Yes.
2510A.....	do.....	Certificate of discharge under honorable conditions.....	Yes. ²
2510B.....	Yellow.....	Discharge (undesirable).....	No.
2510C.....	do.....	Bad-Conduct discharge (general or summary court martial).....	No.
2510D.....	do.....	Dishonorable discharge (general court martial).....	No.

¹ A registrant who receives an Honorable Discharge from the Army is not morally acceptable without waiver if it is stated on the reverse side of the certificate that it was issued under the provisions of section VIII of Army Regulations 615-360 or under the provisions of Army Regulations 615-368 or 615-369.

² In the following instances, although the waiver is not required, the local board (using DSS Form 177) must request the State Director to obtain additional information as to the underlying cause for the discharge and, upon receiving such information, exercise its discretion in determining whether the registrant is morally qualified for service.

(1) A registrant who receives a Discharge Under Honorable Conditions from the Navy if the certificate shows as the reason for separation "unsuitability" or "inaptitude" or shows as the authority for separation Article D9110 or Article D9111, BuPers Manual.

(2) A registrant who receives a Discharge Under Honorable Conditions from the Coast Guard if the certificate shows as the reason for separation "unsuitability" or "inaptitude" or shows as the authority for separation Article 586 (1) (e), Article 587, or Article 590, Coast Guard Regulations.

(3) A registrant who receives an Honorable Discharge from the Marine Corps if the certificate shows as the reason therefor "unsuitability" or "inaptitude."

APPENDIX B—COMMISSIONED AND WARRANT OFFICERS

1. *General.* Officers and warrant officers in the land or naval forces are not given any of the forms of discharge certificates set forth above at the time of their separation from service. A registrant who was a commissioned or a warrant officer in the land or naval forces at the time of his separation or release from service shall be considered to be morally acceptable for service unless the information in the possession of the local board indicates that he was separated from service under conditions other than honorable.

2. *Certain officers separated from the Army or Navy.* In certain instances in which a commissioned or warrant officer is separated from the Army or the Navy under conditions other than honorable, The Adjutant General of the Army or the Chief of Naval Personnel of the Navy issues a letter to the Director for transmittal to the local board in the area of the man's residence, regarding the acceptability of such man for subsequent induction. Each such letter is in one of two forms:

(a) One form states that the man would not be acceptable for military service if presented for induction. Whenever a local board has received such a letter on a registrant, it may consider such registrant morally unacceptable for service and need take

no further steps to obtain a waiver of the land or naval forces moral standards.

(b) The other form states that the man would be acceptable under the land or naval forces moral standards, if otherwise qualified, notwithstanding the conditions of his separation from service. Whenever a local board has received such a letter on a registrant, it should consider such a letter as a waiver of the moral standards of the land or naval forces insofar as his previous separation from service is concerned, and should include the letter with the records which accompany the registrant if he is forwarded to the induction station. If, however, other circumstances should arise subsequent to the date of his separation which would render him morally unacceptable for service under the provisions of Local Board Memorandum No. 77, the local board should proceed in accordance therewith to procure the removal of the registrant's moral disqualifications.

ADDITIONAL INFORMATION CONCERNING SEPARATION

1. *Registrants without evidence of separation.* If a registrant who has been separated from the land or naval forces does not have a certificate of discharge, an order or other document as to his service, the local board should advise him to secure a certificate or other evidence in lieu thereof in the manner

prescribed in Local Board Memorandum No. 79.

2. *Local board request for additional information.* Whenever information regarding the reason for a registrant's separation from the land or naval forces is required by the local boards and is not available from the registrant's file or cannot be determined from the registrant's certificate of discharge or letter evidencing his separation from service, the local board may request the State Director to obtain such information, using Request for Information Concerning Discharge of Serviceman (Form 177). The State Director will obtain and transmit to the local board the information requested, except that as to any information which may not be transmitted because of restrictions imposed by the land or naval forces, the State Director will advise the local board of the effect of such information on the registrant's acceptability for induction.

APPENDIX C—ARMY MORAL STANDARDS

Paragraph 13b of Army Regulations 615-500 reads as follows:

(b) *Moral standards*—(1) *General rule.* Registrants forwarded to the armed forces induction stations for preinduction physical examination or for induction will be considered morally acceptable for service in the armed forces, provided only, that a registrant whose record or previous conduct is as described in (2), (3), or (4) below must meet the applicable conditions therein specified.

(2) *Discharge other than honorable and discharge under AR 615-368 and AR 615-369 or equivalent regulations.* A registrant who has been previously discharged from the Army, Navy, Marine Corps, or Coast Guard with a form of discharge certificate other than honorable (in the case of discharges from the Naval services, a discharge certificate other than honorable or other than under honorable conditions), or who has been discharged under the provisions of AR 615-368 and AR 615-369 or the equivalent regulations of the other armed services, is acceptable for induction in the armed forces only in a meritorious case specifically approved by the service from which discharged. A waiver by the Army (by The Adjutant General), by the Navy (by the Chief of Naval Personnel), by the Marine Corps (by the Commandant), or by the Coast Guard (by the Commandant) of a previous discharge or separation from the Army, Navy, Marine Corps, or Coast Guard, respectively, under conditions other than honorable, or under the provisions of AR 615-368 and AR 615-369 or the equivalent regulations of the other armed services, will operate to make the registrant eligible for induction into either the Army or the Naval services, provided he meets all other standards for induction. Before such a registrant reports at an armed forces induction station, the Selective Service local board will request, through the State Director of Selective Service, a waiver of the previous discharge by the armed service concerned. The State Director will forward such a case to the commanding general of the service command who will take the following action:

(a) If the last such discharge or separation was from the Army, the request will be submitted to The Adjutant General for final action and return to the Selective Service local board through the State Director of Selective Service concerned.

(b) If the last such discharge or separation was from the Navy, Marine Corps, or Coast Guard, the request will be transmitted to the Inspector of Navy Recruiting and Induction, Joint Service Induction Area, to be forwarded by him to the Chief of Naval Personnel, to the Commandant of the Marine Corps, or to the Commandant of the Coast Guard, whichever is appropriate, for final action and return to the Selective Service local board through the State Director of Selective Service concerned.

(3) *Current confinement in a penal institution for certain offenses.* (a) A registrant who is currently confined in a penal institution as a result of having been convicted of treason; murder; kidnapping; arson; rape; sodomy; pandering, or other crimes involving sex perversions; or illegal dealing in or using narcotics or other habit-forming drugs is not morally acceptable for service in the Army.

(b) A registrant who is currently confined in a penal institution for a period in excess of 1 year as a result of having been convicted of a crime other than those mentioned in (a) above is morally acceptable for service in the Army only when—

(1) The local board or special panel board responsible for forwarding the registrant furnishes a written statement that in its opinion the registrant will conduct himself in such a manner as not to be a detriment to the armed forces and a recommendation that the registrant be accepted for induction into the armed forces.

(2) Without complying with the requirements of (3) below, a registrant may be forwarded for preinduction physical examination within 60 days of the date when he will be eligible for parole, pardon, or conditional release, if the local board or special panel board responsible for forwarding him—

(a) Complies with (1) above.

(b) Forwards his institutional and selective service record.

(c) Forwards with his records a certificate that it has investigated his case and is of the opinion that he warrants consideration for parole to a civilian community if he is not found to be acceptable by the armed forces, and

(d) States that the board has been advised by the authority which is empowered to grant the registrant parole, pardon, or conditional release, that the determination by the armed forces of the registrant's physical and mental acceptability will not enter into its determination either to release or not to release the registrant on parole, pardon, or conditional release, when he becomes eligible therefor.

When a registrant is forwarded for preinduction physical examination under this provision and it is found that, except for the requirement of (3) below, he would be acceptable for service in the armed forces, his records will be returned to the local board which forwarded him with a notation that his final acceptability for service in the armed forces cannot be determined until the requirements of (3) below have been complied with and the documents evidencing such compliance, together with all of the records of the registrant, and the registrant himself are again forwarded to the armed forces induction station for final determination.

(3) The authority which is empowered to grant the registrant parole, pardon, or conditional release states that—

(a) The registrant has been granted a parole, pardon, or conditional release effective on or before the date of his contemplated induction into the armed forces.

(b) If the registrant is rejected for service in the armed forces, he is suitable for and will be released to a civilian community.

(c) It recommends that the registrant be accepted for induction into the armed forces.

(d) In its opinion, the registrant will conduct himself in such a manner as not to be a detriment to the armed forces.

(e) If the registrant is accepted, custody of civil authority has been terminated effective upon his entering the armed forces, or has been suspended during the period of his military service.

(c) A registrant who is currently confined in a penal institution as a result of having been convicted of a violation of the Selective Training and Service Act of 1940, as amended,

is not subject to the provisions of (b) above. Such a registrant may be given a preinduction physical examination at any time. If on such examination he is found to be acceptable for service in the armed forces he may be inducted at any time within 90 days thereafter provided he is paroled for induction into the armed forces.

(4) *Certain types of criminal records.* (a) A registrant who has been convicted of treason; murder; kidnapping; arson; rape; sodomy; pandering, or other crimes involving sex perversion; or illegal dealing in or using narcotics or other habit-forming drugs, but who has been given a suspended sentence, placed on probation, released on parole or conditional release, or discharged from custody, is morally acceptable for service in the Army only in especially meritorious cases approved in each instance by authority of the commanding general of the service command or department. As an essential prerequisite to such approval, it must be determined that the registrant has lived in a civilian community at least 6 months subsequent to his release from confinement and that during such period his conduct has been above reproach. If a registrant is rejected under the provisions of this paragraph, that fact will be indicated by using the square in item No. 4 on the original and copy of DSS Form No. 218 (Certificate of Fitness). In addition, a notation will be made on the duplicate copy only of Form No. 218 to show the reason for rejection.

(b) Regardless of the offense committed, a registrant who is found to be in frequent difficulty with law enforcement authorities, or to have displayed criminal tendencies or traits of character which might render him an unfit or undesirable associate of enlisted men, or to have a record which indicates a long history of antisocial behavior, or to be otherwise of questionable reputation or moral character, is not morally acceptable for service in the armed forces. However, in any instance regarded by the Selective Service System as exceptional, the individual case may be forwarded to the commanding general of the service command or department for decision prior to forwarding the registrant for preinduction physical examination or for induction. If a registrant is rejected under the provisions of this paragraph, that fact will be indicated by using the square in item No. 4 on the original and copy of DSS Form No. 218 (Certificate of Fitness). In addition, a notation will be made on the duplicate copy only of Form No. 218 to show the reason for rejection.

(c) A registrant on parole, conditional release, probation, or suspended sentence will not be accepted for induction until the proper authority either terminates civil custody effective upon his being inducted into the armed forces, or suspends civil custody during his period of military service. If a registrant is rejected under the provisions of this paragraph, that fact will be indicated by using the square in item No. 4 on the original and copy of DSS Form No. 218 (Certificate of Fitness). In addition, a notation will be made on the duplicate copy only of Form No. 218 to show the reason for rejection.

[F. R. Doc. 46-16778; Filed, Sept. 17, 1946; 9:49 a. m.]

[LBM 183, Issued 3/20/43, as Amended, 11/20/46]

PART 671—LOCAL BOARD MEMORANDA CONFIDENTIAL RECORDS AND LISTS OF REGISTRANTS

Pursuant to the provisions of the Administrative Procedure Act, the following directive issued under authority of the Selective Training and Service Act of

1940, as amended, is hereby made a matter of record:

§ 671.183 *Confidential records and lists of registrants*—(a) *Purpose*. The Selective Service Regulations, §§ 605.31 through 605.41 of this chapter, provide that certain information in the records of the Selective Service System shall be confidential except as therein specified. The regulations further provide, however, that the Director of Selective Service or the State Director of Selective Service may authorize the disclosure under certain circumstances of information made confidential by the regulations. It is the purpose of this section to inform the local boards of certain circumstances other than those specified in the regulations under which the Director of Selective Service authorizes disclosure of such confidential information and the procedures to be followed in certain cases. It should be remembered that either the Director of Selective Service or the State Director of Selective Service may authorize further exceptions to the general rule against disclosure of confidential information in accordance with the provisions of § 605.32 (d) of this chapter.

(b) *Governmental agencies and officials entitled to certain information*—(1) *Veterans' Administration*. Local boards shall furnish copies of records upon request of the Veterans' Administration but only under the following procedure: The Veterans' Administration will send requests to the State Director of Selective Service, marked for the attention of the local board concerned. The State Director will immediately forward the request to the proper local board, where a copy will be made of the record requested. Such copy will be signed by a clerk or member of the local board, and the words "This is certified as a true copy" will be stamped or written thereon. A notation will be made on the original record stating that a copy thereof was mailed to the Veterans' Administration on a given date and signed by the person certifying the copy. The local board will mail the true copy of the record directly to the Veterans' Administration, will write the "C-number" appearing in the request at the top of the copy of the record, will make a notation on the carbon copy of the Veterans' Administration's letter of request showing the date of mailing of the true copy, signed by the person complying with the request, and will forward such carbon copy to the State Director for clearance of his notation of the receipt of the original request. In view of the fact that these requests are made because of a claim for benefits due to disability or death of the registrant while in the armed forces, the local board shall expedite requests of this nature. The Veterans' Administration has been advised to state clearly on such requests the address of the field office to which the information is to be forwarded.

(2) *Alaska travel control*. Upon receipt of a communication from the Alaska Travel Control requesting verification of certain information regarding a registrant's selective service status which the registrant has included in his application for permission to go to

Alaska, the local board shall promptly confirm the correctness of the information furnished by the registrant or disaffirm in any instance where it may be at variance with the information in possession of the local board. Requests from the Alaska Travel Control will be forwarded directly to the local board having jurisdiction of the registrant; the reply of the local board should be returned directly to the office of the Alaska Travel Control which originated the request for verification of such information.

(3) *Immigration and Naturalization Service*. The Immigration and Naturalization Service of the Department of Justice is authorized to use the offices of the Selective Service System to obtain certain nonconfidential information with respect to the record of individual aliens. The request for such information will be sent to the State Director who will refer it to the proper local board for completion of the reverse side thereof. The local board will return the completed request through the State Director to the official of the Immigration and Naturalization Service from whom it was received.

(4) *Election officials*. Local boards shall permit authorized election officials to examine DSS Forms Nos. 1, 100, 110, 151, and 166 for the purpose of making the voting privilege available to members of the armed forces.

(5) *American National Red Cross*. Although the American National Red Cross is not an agency of the government, local boards, pursuant to § 605.35 of this chapter, shall furnish information as to dependents or home conditions of a registrant to a representative of the American National Red Cross who has been authorized by the Army, Navy, or Marine Corps to investigate the registrant's request for separation from active service or discharge from the armed forces. The investigator shall not be permitted to examine the registrant's file, but any information contained therein relating to his dependents or home conditions will be furnished orally during a consultation with members of the local board or their authorized representatives.

(c) *Certain information not part of registrants' files*—(1) *General*. No information in a registrant's file is confidential as to the registrant and certain other authorized persons. For reasons of national security or interest, however, certain information specified in §§ 671.183c to 671.183c-2, inclusive, which has or may come into the hands of the local boards should be treated as confidential even as to the registrant and should not be made a part of his file.

(2) *Record of examination by Federal Bureau of Investigation*. Local boards shall not make on or place in a registrant's file any record or memorandum indicating that it has been examined by an agent of the Federal Bureau of Investigation. The local board may make a separate record of such fact if it desires, but this shall be deemed confidential as to all persons outside the Selective Service System unless otherwise directed by the State Director or the Director of Selective Service.

(d) *Lists of registrants*—(1) *General*. Section 605.41 of this chapter prohibits the posting or furnishing of lists of registrants except as specifically provided for in the regulations or in accordance with written instructions of the Director of Selective Service.

(2) *Registrants examined or inducted*. Local boards may prepare a list of registrants ordered or delivered for preinduction physical examination, a list of registrants ordered or delivered for induction, and a list of registrants inducted. A local board may post such lists or furnish them to news services, newspapers, local publication agencies, and radio stations. The list of registrants inducted may be prepared and furnished only at or subsequent to the time the Delivery List (Form 151) is returned to the local board and may not include registrants rejected. Local Boards will not post or furnish any list of registrants rejected for service in the armed forces.

(3) *Registrants separated from the armed forces*. Local boards may prepare a list of registrants separated from the armed forces, but this list should not be delivered by the local board to persons outside the Selective Service System except in accordance with this section or other instructions by the Director of Selective Service. A copy of the list should be delivered to the reemployment committeeman for such local board. The reemployment committeeman or the local board, upon request, may disclose such lists of men separated from the armed forces to any bona fide agency, association, or organization which, in the judgment of the reemployment committeeman or the local board, is rendering assistance to returned veterans in securing employment or reemployment rights under the Selective Training and Service Act of 1940, as amended, and which will use such lists only in furtherance of such purpose. Lists of registrants separated from the armed forces may also be furnished, upon request, to accredited representatives of the Army, Navy, Marine Corps, and National Guard, including the reserve components thereof, and to accredited representatives of the press and radio.

(4) *Registrants serving in the armed forces*. Local boards, upon request, may prepare a list of registrants currently serving in the armed forces and may furnish such list to authorized election officials for the purpose of enabling such officials to make the voting privilege available to members of the armed forces.

(5) *Honor rolls*. Local boards, upon request of a governmental, civic, or patriotic organization which desires to prepare an honor roll of men who have entered the service, may furnish a list of registrants inducted or enlisted into the armed forces, but in the preparation of such list no separation or distinction shall be made or indicated between registrants inducted and registrants enlisted.

(6) *Interference with work of local board*. The preparation and furnishing of authorized lists of registrants to persons or organizations outside the Selective Service System should be done only at such times and in such manner as will not interfere with the other work of

the local board. (Pub. Law 404, 79th Cong.; 60 Stat. 238)

LEWIS B. HERSHEY,
Director.

[F. R. Doc. 46-20640; Filed, Nov. 20, 1946;
8:46 a. m.]

[LBM 203, Issued: 10/30/46]

PART 671—LOCAL BOARD MEMORANDA

CLASSIFICATION INVENTORY

Local Board Memorandum No. 203, which was published in the *FEDERAL REGISTER*, Thursday, October 31, 1946 (11 F. R. 12841), is hereby reissued with a change in the codification structure.

Pursuant to the provisions of the Administrative Procedure Act, the following directive issued under authority of the Selective Training and Service Act of 1940, as amended, is hereby made a matter of record:

§ 671.203 *Classification inventory*—
(a) *Purpose and responsibility*—(1) *Purpose of inventory.* In order that the Selective Service System may be in a position of readiness to fill such calls as may be placed upon it beginning January 1, 1947 and to otherwise fulfill its obligations, it has been determined that all local boards will inventory the status and classification of each registrant as of December 2, 1946. The inventory will also greatly facilitate the preparation of a summary card on each registrant which is to be accomplished after the completion of the inventory. Information gained as a result of this inventory will be of immense value to the War Department in considering future calls and to the Congress.

(2) *Responsibility for inventory.* Each Chairman of a local board is charged with the responsibility for the inventory in his local board, and each State Director is charged with the responsibility of general supervision over all inventories conducted by the local boards under his jurisdiction. It is important that all concerned in preparing the inventory understand the vital necessity of its being complete and accurate and submitted within the time limit prescribed.

(3) *Preparation for inventory.* From date of the receipt of these instructions through November 30, 1946, local boards will make the necessary preparation for taking the inventory as outlined in paragraph (b) of this section.

(4) *Classification suspended during inventory.* On December 2, 1946, local boards will suspend all classification of registrants until the completion of the inventory as provided in paragraph (c) of this section, which must not be later than December 20, 1946. Each local board will resume classification as soon as the inventory has been completed.

(b) *Preparing for inventory (from date of receipt of instruction through November 30, 1946)*—(1) *Accounting for cover sheets.* Each local board will first check its files to make sure that there is a Cover Sheet (Form 53) in the local board for every registrant in Registration Groups 1, 2, 3, 5, and 6. No check need

be made of any records regarding registrants of the 4th Registration. All cover sheets in State and National Headquarters and appeal boards will be returned to the local boards so as to reach them well in advance of December 2, 1946. Cover sheets in special panel local boards will not be returned to their local boards for the purpose of this inventory, and no inventory will be made by special panel local boards.

(2) *Review of classification.* As soon as the local board has accounted for the Cover Sheet of every registrant under its jurisdiction it will:

(i) Verify the classification of registrants in Classes I-C¹, I-G, IV-B, IV-D and IV-E¹.

(ii) Make certain that every registrant who on December 2, 1946 is 30 years of age and over is in Class IV-A, except those registrants in Classes I-C, I-G, IV-B, IV-D, and IV-E.

(iii) Make certain that every registrant who is a father as defined in § 622.31 of this chapter is in Class III-A except those registrants in Classes I-C, I-G, IV-A, IV-B, IV-D, IV-E and IV-F (at the time of such review, the local board will enter, in an appropriate place on the front of the Cover Sheet, of those registrants not excepted immediately above, an "F" to indicate that the registrant is a father or an "NF" to indicate that the registrant is a non-father).

(iv) Reopen and reconsider the classification of each registrant in Classes II-A (F) and II-C (F) and if no longer qualified for occupational deferment, reclassify the registrant in the next class for which he is available in accordance with § 623.21 of this chapter (§ 622.83 of this chapter providing for the "F" identification to registrants in Classes II-A and II-C is being rescinded).

(v) Reopen and reconsider the classification of each registrant in Classes I-A (B), I-A-O (B) and IV-E (B). (§ 622.83-1 of this chapter, providing for the identification of such registrants, and LBM-77-E are being rescinded.)

(vi) Review the classifications of all 19 through 29 year old registrants other than those in Classes I-C, I-G, III-A, IV-B, IV-D and IV-E.

(vii) Complete the minutes of action on page 8 of the Questionnaire (Form 40) and complete the Classification Record (Form 100) to show all actions taken by the board up to the time of review.

(viii) In undertaking the above review of classification the local board will make its determinations upon the basis of the information contained in the Cover Sheets and will not request new information of registrants for this purpose, except in the most unusual of circumstances.

(ix) As soon as the local board has verified or reviewed a Cover Sheet, the local board will enter "LBM 203" on the front of the Cover Sheet to indicate that the file has been verified or reviewed.

(3) *Filing of cover sheets.* The local boards will then arrange and file the cover sheets by classifications, and

¹ When used in these instructions, I-C includes I-C Dec. and I-C Disc., and IV-E includes IV-E Dec. and IV-E Disc., except as may be otherwise specified hereinafter.

within each classification by order number. Classifications with identifications will be filed separately. For instance, cover sheets of registrants in Class I-C Disc. will be filed separately from cover sheets of registrants in Class I-C without an identification and Class I-C Dec. Registrants who are unclassified will also be filed separately.

(4) *Local Board Action Report (Form 110).* Local boards will enter on Local Board Action Report (Form 110) during this period only those persons who register with the local board during the period of preparation for the inventory. It will not list any registrant during the period of preparation for the inventory because of a change in classification.

(5) *State of readiness for inventory.* If on November 22, 1946, it appears to the local board that it will not be in a state of readiness for undertaking the inventory on December 2, 1946, it will on November 22, 1946, wire the State Director of the details of such fact. No local board need wire the State Director if it appears on November 22, 1946, that it will be ready to undertake the inventory on December 2, 1946.

(c) *Taking of inventory (December 2, 1946, through December 20, 1946)*—(1) *Classification suspended during inventory.* Local boards will take no classification actions on and after December 2, 1946, until the completion of the inventory which must not be later than December 20, 1946. Local Board Action Report (Form 110) will be prepared during this period for only those persons registering with the local board.

(2) *Taking inventory.* The taking of the inventory will be conducted in two parts:

(i) The verification of National Headquarters lists of registrants under 30 years of age in classes other than I-C; and

(ii) The preparation of a statistical summary report for certain registrants in Registration Groups 1, 2, 3, 5 and 6.

(3) *Verification of National Headquarters lists.* (i) Local boards will receive from State Headquarters, in sufficient time to initiate the inventory, lists in duplicate of their registrants 18 through 29 years of age who, according to National Headquarters records, are in a classification other than I-C, and a list of the unclassified registrants. For each registrant the list will show order number, serial number, month and year of birth, and race.

(ii) The local boards will verify each entry on each list by comparing it with information on the Questionnaire (Form 40) in the Cover Sheets filed under the classification represented by that list.

(a) If a registrant is on the correct class list and his order number, serial number, month and year of birth, and race are correctly listed, the local board will place a check mark at the end of that registrant's line to indicate that the registrant is correctly listed.

(b) If for any listed registrant any item of information about him is incorrect (for example, his month and year of birth), a line will be drawn through this item and the correct information will

be entered immediately to the right of the incorrect item.

(c) If any registrant on a list should not be on that list (for example, if he appears on the National Headquarters' Class I-A list but is not in Class I-A) the local board will verify his order number, serial number, month and year of birth, and race and will enter the present classification or status immediately after "race."

(d) If any registrant under 30 years of age is in a local board's file but does not appear on the National Headquarters' list for that class, he will be added to that list.

(e) If there is any class of registrants under 30 years of age (other than I-C) for which the local board does not receive a National Headquarters' list, but the local board has registrants in such class or classes, the local board will make a list for such class or classes on a separate sheet of paper, listing the registrant's order number, serial number, month and year of birth, and race.

(iii) An example of the method of checking the list is shown in the attached illustration (Attachment A).

(4) *Preparation of Statistical Summary.* After verifying the National Headquarters' lists, the local boards will make a count of the number of registrants in the local board not on the verified and corrected National Headquarters' lists by classification and race, as specified on Statistical Summary (Form 112).

(5) *Accuracy.* It is most important that the verification of the National Headquarters' lists and the preparation of the Statistical Summary be accurate in every respect and that they be completed on or before December 20, 1946.

(d) *Action of local board after completion of inventory.*—(1) *Transmittal letter.* After the completion of the inventory the Chairman or a member of the local board shall attach to the original copy of the list and to the Statistical Summary (Form 112) the following certificate:

There is returned herewith the original copy of each page of the list of registrants received for conducting the inventory, along with such attachments as have been made, and a completed Statistical Summary (Form 112) for Local Board No. _____, County, in the State of _____, which has been prepared in accordance with the instructions in Local Board Memorandum No. 203.

Signature of Chairman
or Member of Local
Board.

This certificate will be stapled with (1) the entire group of sheets in the original copy of the list, (2) lists prepared by local boards, and (3) Statistical Summary (Form 112).

(2) *Distribution.* Immediately upon completion of the inventory and not later than December 20, 1946, the local board will mail the original copy of the list and attachments, including Statistical Summary (Form 112) to the State Director of Selective Service who, after review, will transmit it to the Director of Selective Service, Tenth Floor,

Gimbel Building, 35 South Ninth Street, Philadelphia 7, Pennsylvania. The local board will retain the carbon copy of the lists.

(3) *Resumption of classification and reporting.* Immediately after completing the inventory, the local board will resume classification and the preparation of Local Board Action Report (Form 110) in the manner prescribed in Instruction No. 1 for Form 110.

LEWIS B. HERSHEY,
Director.

ATTACHMENT A

Local board	Class I-A		Month and year of birth	Race
	Order No.	Serial No.		
11-001-001-----	10850	W 82	10/27	W
	10900	W 68	11/27	N III-A.
	10940	W 116	1/28	W
	10950	W 261	1/28	W
	11015	W 362	5/28	W
	10800	W 127	9/27	N

Comment. Order numbers 10,850, 10,940, and 11,015 were verified by the Local Board as being in Class I-A and as having correctly listed Order Numbers, Serial Numbers, Month and Year of Birth, and Race. (Note the correct check mark at the end of each of these three lines). Order number 10,950 also is correctly listed as I-A but has an incorrect month and year of birth. (Note the incorrect information in parentheses and the listing of the correct month and year of birth). Order number 10,900 was found by the local board to be in Class III-A rather than I-A; and hence, after verification of his Order Number, Serial Number, Month and Year of Birth, and Race, his proper Class, III-A, was entered opposite the entry of his race. Order Number 10,800 was found in the Local Board's I-A file but was not on the National Headquarters' list, hence has been added to the I-A list by the Local Board.

ATTACHMENT B

Day _____ Month _____
Year _____
Date when Summary was completed.

Local Board Dated
Stamp with Code

Statistical Summary

Classification	Total	White	Negro
I-C (all ages).....			
I-C Disc. (all ages).....			
I-C Dec. (all ages).....			
I-G (30 yrs of age or over).....			
III-A.....			
IV-A.....			
IV-B (30 yrs of age or over).....			
IV-D (30 yrs of age or over).....			
IV-E Disc. (30 yrs of age or over).....			
IV-E Dec. (30 yrs of age or over).....			

DSS Form 112.

[F. R. Doc. 46-19691; Filed, Oct. 30, 1946;
8:54 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827, and Public Laws 270 and 475, 79th Congress; Public Law 388, 79th Congress; E. O. 9024, 7 F. R. 329; E. O. 9040, 7 F. R. 527; E. O. 9125, 7 F. R. 2719; E. O. 9599, 10 F. R. 10155; E. O. 9638, 10 F. R. 12591; C. P. A. Reg. 1, Nov. 5, 1945, 10 F. R. 13714; Housing Expediter's Priorities Order 1, Aug. 27, 1946, 11 F. R. 9507.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-1026]

ANTHONY C. DELUCA

Anthony C. DeLuca of 690 North Main Street, Akron, Ohio, on or about August 10, 1946, began and carried on without authorization from the Civilian Production Administration construction consisting of the alteration and remodeling of a commercial building to be used as a restaurant and cafe located at 690 North Main Street, Akron, Ohio, the estimated cost of which was in excess of \$1,000. The beginning and carrying on of this construction without authorization constituted a wilful violation of Veterans' Housing Program Order No. 1. This violation has diverted critical materials to uses not authorized by the Civilian Production Administration. In view of the foregoing, it is hereby ordered that:

§ 1010.1026 *Suspension Order No. S-1026.* (a) The temporary suspension order issued by telegram, dated October 21, 1946, against A. C. DeLuca, is hereby revoked.

(b) Neither Anthony C. DeLuca, his successors or assigns, nor any other person shall do any further construction on the premises located at 690 North Main Street, Akron, Ohio, unless specifically authorized in writing by the Civilian Production Administration.

(c) Anthony C. DeLuca shall refer to this order in any application or appeal which he may file with the Civilian Production Administration for priorities assistance or for authorization to carry on construction.

(d) Nothing contained in this order shall be deemed to relieve Anthony C. DeLuca, his successors or assigns, from any restrictions, prohibitions, or provisions contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 20th day of November 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-20762; Filed, Nov. 20, 1946;
4:32 p. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-1029]

ROBERT ELMO BOOTH AND W. H. BOOTH

Robert Elmo Booth and W. H. Booth of Hollandale, Mississippi, subsequent to March 26, 1946, and on or about June 6, 1946, began construction of a motion picture theatre building on Washington Street in the town of Hollandale, Mississippi, at an estimated cost of \$7,000, without the authorization of the Civilian Production Administration. The beginning and carrying on of this construction without authorization was a violation of Veterans' Housing Program Order No. 1, and this violation has diverted critical materials to uses not authorized by the Civilian Production Ad-

ministration. In view of the foregoing, it is hereby ordered that:

§ 1010.1029 *Suspension Order No. S-1029.* (a) Neither Robert Elmo Booth or W. H. Booth, their successors or assigns, nor any other person shall do any construction on the motion picture theatre building nor on the premises on which the same is located on Washington Street, in the town of Hollandale, Mississippi, including putting up, completing, or the altering of said structure or any structure located on the premises, unless hereafter specifically authorized in writing by the Civilian Production Administration.

(b) Robert Elmo Booth and W. H. Booth shall refer to this order in any application or appeal which they may file with the Civilian Production Administration for priorities assistance or for authorization to carry on construction.

(c) Nothing contained in this order shall be deemed to relieve Robert Elmo Booth and W. H. Booth, their successors or assigns, from any restriction, prohibition, or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 20th day of November 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-20761; Filed, Nov. 20, 1946;
4:32 p. m.]

PART 1010—SUSPENSION ORDERS
[Suspension Order S-1032]

ALBERT WAKEMAN

Albert Wakeman of Frankenmuth, Michigan, on or about August 26, 1946, without authorization of the Civilian Production Administration, began and thereafter carried on the construction of a theater building on Highway M-83, Frankenmuth, Michigan at a cost in excess of \$1,000. The beginning and carrying on of this construction constituted a violation of Veterans' Housing Program Order No. 1, and has diverted critical materials to uses not authorized by the Civilian Production Administration. In view of the foregoing, it is hereby ordered that:

§ 1010.1032 *Suspension Order No. S-1032.* (a) Neither Albert Wakeman, his successors or assigns, nor any other person, shall do any further construction on the theater building on Highway M-83, Frankenmuth, Michigan, including putting up, completing or altering the structure, unless hereafter authorized in writing by the Civilian Production Administration.

(b) Albert Wakeman shall refer to this order in any application or appeal which he may file with the Civilian Production Administration or the Federal Housing Administration for priorities assistance.

(c) Nothing contained in this order shall be deemed to relieve Albert Wakeman, his successors and assigns, from any restriction, prohibition or provision

contained in any other order or regulation of the Civilian Production Administration except insofar as the same may be inconsistent with the provisions hereof.

Issued this 20th day of November 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-20760; Filed, Nov. 20, 1946;
4:32 p. m.]

PART 944—REGULATIONS APPLICABLE TO
THE OPERATIONS OF THE PRIORITIES
SYSTEM

[Priorities Reg. 33, Amdt. 1 to Schedule A, as
Amended Oct. 7, 1946]

Section 944.54a *Priorities Regulation 33, Schedule A* is amended by inserting the following item in the Miscellaneous Building Materials group in the paragraph (b) list of short materials:

6a. Paints, house, exterior—ready mixed, paste, semi-paste, and lead-in-oil. This is limited to primers, under-coats, finish coats, and stucco and cement paints only. It does not include such paints as trim colors, porch and deck paints, and exterior enamels. This is also limited to lead-in-oil in 12½-lb. and larger containers and to the other paints in 1-gal. and larger containers.

Issued this 21st day of November 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-20554; Filed, Nov. 21, 1946;
11:20 a. m.]

Chapter XI—Office of Price Administration

PART 1499—COMMODITIES AND SERVICES

[SR 14G, Amdt. 19]

BRONZE INSECT SCREEN CLOTH

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 16 (a) (1) of Supplementary Regulation 14G is amended so as to delete from the table of prices the price of \$6.59 for bronze insect screen cloth, .0113 gage, bright finish, 16 mesh, for direct shipments, and to substitute the price of \$6.89 in its place and stead.

This amendment shall become effective as of October 18, 1946.

Issued this 21st day of November 1946.

PAUL A. PORTER,
Administrator.

Statement of the Considerations Involved in the Issuance of Amendment No. 19 to Supplementary Regulation 14G

Amendment No. 19 to Supplementary Regulation 14G changes the price of bronze insect screen cloth, .0113 gage, bright finish, 16 mesh, for direct shipment, from \$6.59 to \$6.89. The purpose of this amendment is to correct a typographical error which was made in the

original listing of this price in Amendment No. 17 to Supplementary Regulation 14G, issued and effective October 18, 1946.

[F. R. Doc. 46-20796; Filed, Nov. 21, 1946;
11:16 a. m.]

Chapter XVIII—Office of Economic Stabilization, Office of War Mobilization and Reconversion

PART 4003—SUBSIDIES: SUPPORT PRICES

LIVESTOCK SLAUGHTER PAYMENTS

CROSS REFERENCE: For amendment 8 to Directive 41 (§ 4003.51) regarding livestock slaughter payments see Part 4004 of this chapter *infra*.

[Directive 41, Amdt. 8]

PART 4004—PRICE STABILIZATION: MAXIMUM PRICES

LIVESTOCK SLAUGHTER PAYMENTS

Directive 41 (§ 4004.1 *Livestock slaughter payments*) is amended in the following respects:

1. Paragraph (a) of section 7 is amended by the addition at the end thereof of the following sentence: "No subsidy withheld under this section 7 (a) for refusal or failure to furnish information requested or required by the Office of Price Administration shall be released unless the requested or required information is provided on or before December 31, 1946."

2. Subparagraph (5) of section 7 (b) is amended to read as follows:

(5) Upon a finding by the Price Administrator on application by a slaughterer that the slaughterer's overpayment for cattle was due to extenuating circumstances and that the release of the subsidy withheld, or a portion thereof, would not be inconsistent with the stabilization program, he may so certify to the Reconstruction Finance Corporation, setting forth the amount of the subsidy to be released and thereupon the Reconstruction Finance Corporation shall release such amount of subsidy. Only slaughterers, whose subsidy payments have been withheld pursuant to subparagraphs (3) or (4) of this section 7 (b) may apply to the Price Administrator at Washington, D. C., for such a certification. Applications for release of subsidy made pursuant to this section 7 (b) (5) must be made on or before December 31, 1946.

3. Subparagraph (7) of section 7 (b) is added to read as follows:

(7) The provisions of subparagraphs (1) and (2) of this section 7 (b) shall not apply to any violation of the maximum permissible cost provisions of section 9 or section 11 of Maximum Price Regulation No. 574, Live Bovine Animals, that occurred during any slaughterer's accounting period scheduled to end after October 14, 1946 but which was terminated automatically prior to such sched-

¹ 10 F. R. 4494, 10031; 11 F. R. 1215, 3102, 4340, 7042, 12363.

uled ending date by operation of law at 12:01 a. m. on October 15, 1946.

4. Subparagraph (8) of section 7 (b) is added to read as follows:

(8) The provisions of subparagraphs (3) and (4) of this section 7 (b) shall not apply to subsidy claims filed for the accounting period automatically terminated by operation of law at 12:01 a. m. on October 15, 1946 if such accounting period by customary routine was scheduled to end after October 14, 1946.

5. Subparagraph (6) of section 7 (e) is amended by the addition at the end thereof of the following sentence: "Applications for release of subsidy made pursuant to this section 7 (e) (6) must be made on or before December 31, 1946."

6. Paragraph (b) of section 12 is amended by the addition at the end thereof of the following sentence: "Applications for release of subsidy made pursuant to this section 12 (b) must be made on or before December 31, 1946." (56 Stat. 765; 58 Stat. 632, 642, 784; 59 Stat. 306; Pub. Law 548, 79th Cong.; 15 U. S. C. Sup., 713a-8; 713a-8 note, 50 U. S. C. Sup. App. 901-903, 921-925, 961-971; E. O. 9250, October 3, 1942, E. O. 9328, April 8, 1943, E. O. 9599, August 18, 1945, E. O. 9651, October 30, 1945, E. O. 9697, February 14, 1946, E. O. 9699, February 21, 1946, E. O. 9762, July 25, 1946, 7 F. R. 7871, 8 F. R. 4681, 10 F. R. 10155, 13487, 11 F. R. 1691, 1929, 8073)

Issued and effective this 18th day of November 1946.

JOHN R. STEELMAN,
Director of War Mobilization
and Reconversion, Director of
Economic Stabilization.

[F. R. Doc. 46-20704; Filed, Nov. 21, 1946;
8:46 a. m.]

[Directive 114, Amdt. 2]

PART 4004—PRICE STABILIZATION:
MAXIMUM PRICES

DAIRY PRODUCTS, WHIPPING CREAM

In § 4004.69 *Dairy products, whipping cream* the Secretary of Agriculture shall as soon as practicable terminate War Food Order No. 149 (11 F. R. 7182), which was issued pursuant to the direction contained in paragraph (b) (1) (i) of this section (11 F. R. 5954), issued and made effective May 29, 1946 by the Director of the Office of Economic Stabilization.

(56 Stat. 765; 58 Stat. 632, 642, 784; 59 Stat. 306; Pub. Law 548, 79th Cong.; 15 U. S. C. Sup. 713a-8, 713a-8 note, 50 U. S. C. Sup. App. 901-903, 921-925, 961-971; E. O. 9250, October 3, 1942, E. O. 9328, April 8, 1943, E. O. 9599, August 18, 1945, E. O. 9651, October 30, 1945, E. O. 9697, February 14, 1946, E. O. 9699, February 21, 1946, E. O. 9762, July 25, 1946, 7 F. R. 7871, 8 F. R. 4681, 10 F. R. 10155, 13487, 11 F. R. 1691, 1929, 8073)

Issued and effective this 18th day of November 1946.

JOHN R. STEELMAN,
Director of War Mobilization
and Reconversion, Director of
Economic Stabilization.

[F. R. Doc. 46-20703; Filed, Nov. 21, 1946;
8:46 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications
Commission

PART 8—SHIP SERVICE

CROSS REFERENCE: For notice of proposed rule making under this part, see F. R. Doc. 46-20705, Federal Communications Commission, in Notices section, *infra*.

Notices

DEPARTMENT OF JUSTICE.

Office of Alien Property.

[Vesting Order 7310]

ULRICH FREIHERR VON GAISBERG-HELFENBERG

In re: Bond owned by Ulrich Freiherr von Gaisberg-Helfenberg, also known as U. von Gaisberg.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ulrich Freiherr von Gaisberg-Helfenberg, also known as U. von Gaisberg, whose last known address is 36 Wielandstrasse, Berlin-Charlottenburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: a. One 4%, 16 Court Street, Inc. First Mortgage Refunding Income and Sinking Fund Leasehold Bond, of \$1000 face value, bearing the number M1002, due July 15, 1945, registered in the name of Ulrich Freiherr von Gaisberg-Helfenberg, which was held by Siemens, Incorporated, 120 Broadway, New York, New York, and is presently in the custody of the Alien Property Custodian, together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an ap-

propriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 30, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20709; Filed, Nov. 21, 1946;
8:48 a. m.]

[Vesting Order 7421]

WILLIAM G. REIMER

In re: Estate of William G. Reimer, deceased. File No. D-28-9730; E. T. sec. 13636.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: Cash in the amount of \$3,168.05,

is property in the possession of the Alien Property Custodian;

That such property was held by Joseph J. Cioffi, Executor of the Estate of William G. Reimer, and is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Marie Reimer, and her issue, names unknown, Germany.

Eda Reimer, and her issue, names unknown, Germany.

Herman Reimer, and his issue, names unknown, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on August 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20710; Filed, Nov. 21, 1946;
8:48 a. m.]

[Vesting Order 7446]

SUNAO OKAMOTO

In re: Stock owned by and debt, evidenced by a check, owing to Sunao Okamoto.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Sunao Okamoto is a subject of Japan, whose present whereabouts are unknown, is believed to be a resident of Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows:

a. Fifty (50) shares of no par value common capital stock of General Electric Company, 1 River Road, Schenectady, New York, a corporation organized under the laws of the State of New York, evidenced by certificate number NYE/65486, dated July 28, 1937, registered in the name of Sunao Okamoto, formerly held by Mitsui & Co., Ltd., 350 Fifth Avenue, New York, New York, and presently in the possession of the Alien Property Custodian, together with all declared and unpaid dividends thereon,

b. One hundred (100) shares of \$100 par value common capital stock of United States Steel Corporation, 71 Broadway, New York, New York, a corporation organized under the laws of the State of New Jersey, evidenced by certificate number K352629, dated July 28, 1937, registered in the name of Sunao Okamoto, formerly held by Mitsui & Co., Ltd., 350 Fifth Avenue, New York, New York, and presently in the possession of

the Alien Property Custodian, together with all declared and unpaid dividends thereon, and

c. That certain debt or other obligation owing to Sunao Okamoto by General Electric Company, 1 River Road, Schenectady, New York, in the amount of \$17.50, as of January 25, 1946, evidenced by a check, bearing number D-149886 and dated December 20, 1941, drawn by the said General Electric Company on Irving Trust Company in the amount of \$17.50, payable to Sunao Okamoto, formerly held by Mitsui & Co., Ltd., 350 Fifth Avenue, New York, New York and presently in the possession of the Alien Property Custodian, and any and all rights to demand, enforce and collect the aforesaid debt or other obligation and any and all accruals thereto, together with any and all rights in, to and under the aforesaid check,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on August 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20711; Filed, Nov. 21, 1946;
8:48 a. m.]

[Vesting Order 7632]

SOPHIE MAIER

In re: Estate of Sophie Maier, deceased. File D-28-9129; E. T. sec. 11763.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Emilie Shorpp, in and to the Estate of Sophie Maier, deceased,

is property payable or deliverable to, or claimed by a national, of a designated enemy country, Germany, namely,

National and Last Known Address

Emilie Shorpp, Germany.

That such property is in the process of administration by Karl Maier, Jr., as executor, acting under the judicial supervision of the County Court of Milwaukee County, Wisconsin, in Probate,

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on September 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20712; Filed, Nov. 21, 1946;
8:48 a. m.]

[Vesting Order 7646]

MORRIS TUAB

In re: Estate of Morris Tuab, deceased. File D-34-668; E. T. sec. 8092.

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Roza Feier (Rose Feier or Roza Teir) and Szerena Daszkal (Doszkal) and each of them in and to the estate of Morris Tuab, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Roza Feier (or Rose Feier or Roza Teir), Arpall U. T. 47 Kolozsvac, Hungary.
Szerena Daszkal (Doszkal), Atanagysalu U. P. Bethlem, Solonok, Doboko, Hungary.

That such property is in the process of administration by John J. Kozaren, Wayne County Treasurer, 206 County Building, 600 Randolph Street, Detroit, Michigan, as Depositary, acting under the judicial supervision of the Probate Court for the County of Wayne, Michigan;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on September 18, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20713; Filed, Nov. 21, 1946; 8:48 a. m.]

[Vesting Order 7651]

FRANZ WEILMAIER

In re: Estate of Franz Weilmaier, deceased. File D-28-7586; E. T. sec. 8013.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,

and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Johann (John) Weilmaier, Joseph (Josef) Weilmaier and Aton (Anton) Weilmaier, and each of them, in and to the estate of Franz Weilmaier, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Johann (John) Weilmaier, Germany.
Joseph (Josef) Weilmaier, Germany.
Aton (Anton) Weilmaier, Germany.

That such property is in the process of administration by Charles Jobst, as Executor, acting under the judicial supervision of the Probate Court of City of St. Louis, Missouri.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20714; Filed, Nov. 21, 1946; 8:48 a. m.]

[Vesting Order 7652]

ALPHONSE A. WEINRICH

In re: Estate of Alfonse A. Weinrich, deceased. File D-28-10525; E. T. sec. 14938.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim

of any kind or character whatsoever of Agnes Weinrich, August Weinrich, Karl Seidel, Lina Schoek, Albert Seidel, Karl Seidel, Gunther Seidel, Mize Seidel and Luise Hermlange, and each of them, in and to the Estate of Alfonse A. Weinrich, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Agnes Weinrich, Germany.
August Weinrich, Germany.
Karl Seidel, Germany.
Lina Schoek, Germany.
Albert Seidel, Germany.
Karl Seidel, Germany.
Gunther Seidel, Germany.
Mize Seidel, Germany.
Luise Hermlange, Germany.

That such property is in the process of administration by H. A. Weinrich, as Administrator of the Estate of Alfonse A. Weinrich, acting under the judicial supervision of the County Court of Larimer County, State of Colorado;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 18, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20715; Filed, Nov. 21, 1946; 8:48 a. m.]

[Vesting Order 7602]

ELSIE DAUTEL

In re: Stock owned by Elsie Dautel. F-28-22584-A-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Elsie Dautel, whose last known address is 114 Wagenberg Street, Stuttgart, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: a. Fifty (50) shares of \$1.00 par value common capital stock of Alleghany Corporation, a corporation organized under the laws of the State of Maryland, registered in the name of Harris, Upham & Co., and presently in the custody of Harris, Upham & Co., 14 Wall Street, New York, New York, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20716; Filed, Nov. 21, 1946;
8:48 a. m.]

[Vesting Order 7664]

MARIE GRATHWOHL

In re: Stock and bonds owned by and debt owing to Marie Grathwohl. F-28-22432-A-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Marie Grathwohl, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. One Hundred (100) shares of \$1.00 par value common capital stock of Curtiss-Wright Corporation, 30 Rockefeller Plaza, New York, New York, a corporation organized under the laws of the State of Delaware, evidenced by certificate number D 321418, registered in the name of Josephthal & Co., beneficially owned by Marie Grathwohl, and presently in the custody of Josephthal & Co., 120 Broadway, New York, New York, together with all declared and unpaid dividends thereon,

b. Five (5) German Government bonds, 5½%, International Loan of 1930, \$1,000.00 face value each, bearing the numbers 42656, 42657, 42658, 42659 and 42660, in bearer form, and presently in the custody of Josephthal & Co., 120 Broadway, New York, New York, together with any and all rights thereunder and thereto, and

c. That certain debt or other obligation owing to Marie Grathwohl, by Josephthal & Co., 120 Broadway, New York, New York, in the amount of \$66.81, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part,

nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20717; Filed, Nov. 21, 1946;
8:48 a. m.]

[Vesting Order 7696]

FRANK DETTERBECK

In re: Estate of Frank Detterbeck, deceased. File D-23-10663; E. T. sec. 15015.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of George Detterbeck and surviving issue, names unknown, Andreas Detterbeck, and surviving issue, names unknown, Katrina Detterbeck and surviving issue, names unknown, Lena Bauer and surviving issue, names unknown, Mary Detterbeck and surviving issue, names unknown, and each of them, in and to the Estate of Frank Detterbeck, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

George Detterbeck and surviving issue, names unknown, Germany.

Andreas Detterbeck, and surviving issue, names unknown, Germany.

Katrina Detterbeck and surviving issue, names unknown, Germany.

Lena Bauer and surviving issue, names unknown, Germany.

Mary Detterbeck and surviving issue, names unknown, Germany.

That such property is in the process of administration by Fred B. Dickey, as Executor, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles,

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated,

sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The term "national" as used herein shall have the meaning prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 25, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20718; Filed, Nov. 21, 1946;
8:50 a. m.]

[Vesting Order 7697]

MARIE EHLERS

In re: Estate of Marie Ehlers, a/k/a Mary Ehlers, deceased. File D-28-9922; E. T. sec. 14067.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Walter Kramer, Ida Laffler, Harriett Kastner, Martha Schiller and August Metzner, and each of them, in and to the Estate of Marie Ehlers, a/k/a Mary Ehlers, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Walter Kramer, Germany.
Ida Laffler, Germany.
Harriett Kastner, Germany.
Martha Schiller, Germany.
August Metzner, Germany.

That such property is in the process of administration by Alfred E. Pohl, 526 Orange Street, Jackson, Michigan, as Administrator, acting under the judicial supervision of the Probate Court for Jackson County, Michigan;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated,

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sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 25, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20719; Filed, Nov. 21, 1946;
8:50 a. m.]

[Vesting Order 7701]

PETER HEINRICH

In re: Estate of Peter Heinrich, deceased. File No. D-28-10055; E. T. sec. 14277.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Louisa Lauer, in and to the estate of Peter Heinrich, deceased,

is property payable or deliverable to, or claimed by a national of a designated enemy country, Germany, namely,

National and Last Known Address

Louisa Lauer, Germany.

That such property is in the process of administration by Richard J. Congleton, as Administrator, C. T. A., of the estate of Peter Heinrich, deceased, acting under the judicial supervision of the Essex County Orphans' Court, Newark, New Jersey;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending

further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 25, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20720; Filed, Nov. 21, 1946;
8:50 a. m.]

[Vesting Order 7705]

WILLIAM JOHN

In re: Estate of William John, alias William Jahn, deceased. File D-28-9902; E. T. sec. 14004.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mrs. Hilda Eisel, Otto Jahn, and heirs-at-law, names unknown, of William John, alias William Jahn, deceased, and each of them, in and to the estate of William John, alias William Jahn, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Mrs. Hilda Eisel, Triebes, Thuringen Hauptstrasse, Germany.

Otto Jahn, Weissendorf, b/Zeulendroda, Germany.

Heirs at law, names unknown, of William John, alias William Jahn, deceased, Germany.

That such property is in the process of administration by John T. Dempsey, as Administrator, acting under the judicial supervision of the Probate Court of Cook County, Illinois.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Prop-

erty Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20721; Filed, Nov. 21, 1946; 8:50 a. m.]

[Vesting Order 7711]

ERNST J. MOELLER

In re: Estate of Ernst J. Moeller, deceased. File D-28-9213; E. T. sec. 11988.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Erna Moeller and Ingrid Moeller, and each of them, in and to the estate of Ernst J. Moeller, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Erna Moeller, Germany.
Ingrid Moeller, Germany.

That such property is in the process of administration by William E. Hooper, Administrator, acting under the judicial supervision of the Probate Court of Du Page County, Wheaton, Illinois,

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid

in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on September 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20722; Filed, Nov. 21, 1946; 8:50 a. m.]

[Vesting Order 7845]

JOHN JEKEL

In re: Estate of John Jekel (Jäkl), deceased. File D-34-831; E. T. sec. 13250. Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Katherine (Katalin) Wappenschmidt, nee Jäkl, wife of Peter Wappenschmidt, and sister of John Jekel (Jäkl), deceased, and Katherine (Katalin) Wappenschmidt, nee Jäkl, widow of Henry Wappenschmidt, and niece of John Jekel (Jäkl), deceased, and each of them, in and to the estate of John Jekel (Jäkl), deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Katherine (Katalin) Wappenschmidt, nee Jäkl, wife of Peter Wappenschmidt, and sister of John Jekel (Jäkl), deceased, Hungary.
Katherine (Katalin) Wappenschmidt, nee Jäkl, widow of Henry Wappenschmidt, and niece of John Jekel (Jäkl), deceased, Hungary.

That such property is in the process of administration by Henry Wappenschmidt, as Administrator, acting under the judicial supervision of the County Court of Milwaukee County, Milwaukee, Wisconsin;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be

deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20723; Filed, Nov. 21, 1946; 8:50 a. m.]

[Vesting Order 7849]

MASSACHUSETTS MUTUAL LIFE INSURANCE Co. ET AL.

In re: Massachusetts Mutual Life Insurance Company, Corporation Plaintiff vs. Sari Maltz, Imre Maltz and Herman Maltz, as Executor of the last will and testament of Eugene Maltz, deceased. D-34-829; E. T. sec. 13102.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: Cash in the amount of \$2,500.00

is property in the possession of the Alien Property Custodian;

That such property was paid to the Alien Property Custodian by the Massachusetts Life Insurance Company, 1925 State Street, Springfield, Massachusetts, in settlement of a judgment entered in a judicial proceeding entitled Massachusetts Mutual Life Insurance Company, a Corporation Plaintiff vs. Sari Maltz, Imre Maltz and Herman Maltz, as Executor of the last will and testament of Eugene Maltz, deceased, defendants, in the District Court of the United States for the Southern District of California, and was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to or which was evidence of ownership or control by, nationals of a designated enemy country, (Hungary)

Nationals and Last Known Address

Sari Maltz, Hungary.
Imre Maltz, Hungary.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the in-

terest and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm and ratify the vesting of the said property in the Alien Property Custodian by acceptance thereof on October 3, 1946, pursuant to the Trading with the Enemy Act, as amended.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20724; Filed, Nov. 21, 1946;
8:50 a. m.]

[Vesting Order 7899]

HEINRICH STUECK ET AL

In re: Bank accounts owned by Heinrich Stueck and others.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That each individual, whose name is set forth in Exhibit A, attached hereto and by reference made a part hereof, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That City of Sontra, Provinz of Hessen, Germany, is a political subdivision of the government of a designated enemy country (Germany);

3. That the property described as follows: That certain debt or other obligation owing to each individual, whose name is set forth in Exhibit A, attached hereto and by reference made a part hereof, by The First National Trust and Savings Bank of San Diego, San Diego, California, arising out of the savings accounts, entitled in the manner set forth in the aforementioned Exhibit A, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States re-

quires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by

the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on October 14, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Name of owner	Title of account	Account No.	File No.
Heinrich Stueck	Heinrich Stueck	86452	F-28-24923-E-1.
Maria Kaiser	Maria Kaiser	86453	F-28-23797-E-1.
George Friedrich Doberer	George Friedrich Doberer	86458	F-28-23745-E-1.
George Ferdinand Trunk	George Ferdinand Trunk	86467	F-28-25562-E-1.
Walter Trunk	Walter Trunk	86465	F-28-25565-E-1.
Hildegard Kirchmann	Hildegard Kirchmann	86466	F-28-26421-E-1.
Johann Karl Sehl	Johann Karl Sehl	86459	F-28-26121-E-1.
Gerhard Sehl	Gerhard Sehl	86460	F-28-26112-E-1.
Anna Marie Uhlig	Anna Marie Uhlig	86464	F-28-26439-E-1.
Friedrich Wilhelm Sehl	Friedrich Wilhelm Sehl	86461	F-28-26114-C-1.
Heinrich Wilhelm Reinhardt	Heinrich Wilhelm Reinhardt	86455	F-28-23952-E-1.
City of Sontra	City of Sontra, Provinz of Hessen, Germany	86454	F-28-12270-E-1.

[F. R. Doc. 46-20725; Filed, Nov. 21, 1946; 8:51 a. m.]

[Vesting Order 7901]

JUNZO TANAKA ET AL.

In re: Debts owing to Junzo Tanaka and others.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That each individual whose name is set forth in Exhibit A, attached hereto and by reference made a part hereof, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: Those certain debts or other obligations owing to the individuals listed in Exhibit A, by the Superintendent of Banks of the State of California and Liquidator of The Sumitomo Bank of California, % State Banking Department, 111 Sutter Street, San Francisco, California, as described opposite the names of said individuals in Exhibit A, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States re-

quires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Name of creditor	Description of debt	Amount as of Dec. 31, 1945	APC File No.
Junzo Tanaka, also known as J. Tanaka...	Savings account No. 7616, entitled J. Tanaka.	\$5.71	D-39-12149-E-1.
	Commercial checking account, entitled J. Tanaka.	3.42	
Shigenori Sawamura, also known as S. Sawamura.	Commercial checking account, entitled S. Sawamura.	122.63	D-39-10320-E-1.
Kiju Sato.	Commercial checking account, entitled Kiju Sato.	138.76	D-39-5950-E-1.
Michiharu Akiyama, also known as M. C. Akiyama.	Commercial checking account, entitled M. C. Akiyama.	135.03	D-39-2231-E-1.
Ichi Sano.	Savings account No. 8457, entitled Ichi Sano.	236.91	F-39-5190-E-1.
Kozaburo Okamura, also known as K. Okamura and as Kazaburo Okamura.	Savings account No. 7744, entitled K. Okamura.	41.40	D-39-17666-E-1.
Uichi Taketa, also known as U. Taketa.	Savings account No. 7764, entitled Mr. U. Taketa.	.76	F-39-5214-E-1.
Miyoji Ito, also known as M. Ito.	Commercial checking account, entitled M. Ito.	.10	F-39-5182-E-1.
	Draft No. 9500 purchased by Miyoji Ito which failed to clear.	13.84	

[F. R. Doc. 46-20726; Filed, Nov. 21, 1946; 8:51 a. m.]

[Vesting Order 7903]

VIKTORIA DOLLINGER, ET AL.

In re: Bank accounts owned by Viktoria Dollinger and others. F-28-6732-E-1, F-28-5231-E-1, F-28-4161-C-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Viktoria Dollinger, Viktoria Schuler and Michael Langenmaier, also known as Michael Langenmaier, whose last known addresses are respectively Jettingen, Germany, Scheppach, Germany and Munich-Denning, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation of Crocker First National Bank, of San Francisco, One Montgomery Street, San Francisco 20, California, arising out of a savings account, Account Number 6600, entitled Tom F. Chapman, Trustee for Viktoria Dollinger, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation of Crocker First National Bank of San Francisco, One Montgomery Street, San Francisco 20, California, arising out of a savings account, Account Number 6564, entitled Tom F. Chapman, Trustee for Viktoria Schuler, and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation of Crocker First National Bank of San Francisco, One Montgomery Street, San Francisco 20, California, arising out of a savings account, Account Number 6590, entitled Tom F. Chapman, Trustee for Michael Langenmaier, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evi-

dence of ownership or control by, Viktoria Dollinger, Viktoria Schuler and Michael Langenmaier, also known as Michael Langenmaier, respectively, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20727; Filed, Nov. 21, 1946; 8:51 a. m.]

[Vesting Order 7904]

PAULA VOLKMANN

In re: Bank account owned by Paula Volkmann. F-28-2579-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Paula Volkmann, whose last known address is Karwitz, Post Koentopf, Kreis Dramburg, Pommern, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Paula Volkmann, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a cash custodian account, entitled Mrs. Paula Volkmann, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 14, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-20728; Filed, Nov. 21, 1946; 8:51 a. m.]

CIVILIAN PRODUCTION ADMINISTRATION.

[C-455]

LUMBER SUPPLY CO.

CONSENT ORDER

William F. Buchanan and A. Stolen, co-partners, d/b/a Lumber Supply Company, at 401 Sitkum Waterway, Tacoma, Washington, are engaged in business as lumber distributors. The partners are charged by the Civilian Production Administration with violating Direction 1 to Priorities Regulation 33, in having during the months of March, April, May and June, 1946, placed certified orders for housing construction lumber for amounts in excess of the amount authorized by paragraph (d) (1) of Direction 1 to Priorities Regulation 33; and with violating Priorities Regulation 1 in having, during the period from March 1, 1946 to April 30, 1946, failed to keep and preserve accurate and complete records of the details of their transactions and their inventory of materials to which the rules, regulations and orders of the Civilian Production Administration relate. William F. Buchanan and A. Stolen admit the violations as charged, do not desire to contest the same, and have consented to the issuance of this order.

Wherefore, upon the agreement and consent of William F. Buchanan and A. Stolen, the Regional Compliance Manager and the Regional Attorney and upon the approval of the Compliance Commissioner, *It is hereby ordered*, That:

(a) William F. Buchanan and A. Stolen, d/b/a Lumber Supply Company, or otherwise, their successors and assigns, shall not place any certified orders for housing construction lumber for a period of four months from the effective date of this order; and shall cancel all outstanding orders for housing construction lumber to which certifications have been applied or extended. This does not apply to material already in transit for delivery to them on the effective date of this order.

(b) William F. Buchanan and A. Stolen, d/b/a Lumber Supply Company, or otherwise, their successors and assigns, shall for a period of four months from the effective date of this order reserve, set aside for delivery or sell, only on certified or rated orders all housing construction lumber received from any source whatsoever.

(c) William F. Buchanan and A. Stolen, d/b/a Lumber Supply Company, or otherwise, their successors and assigns, shall keep and preserve accurate and complete records of the details of each transaction to which Direction 1 to Priorities Regulation 33 and other rules, regulations and orders of the Civilian Production Administration apply, and all their inventories of materials involved, as required by § 944.15 of Priorities Regulation 1.

(d) Nothing contained in this order shall be deemed to relieve William F. Buchanan and A. Stolen, d/b/a Lumber Supply Company, or otherwise, their successors or assigns, from any restriction, prohibition or provision contained in any order or regulation of the Civilian Pro-

duction Administration, except insofar as the same may be inconsistent with the provisions hereof.

(e) This order shall take effect on the date of issuance.

Issued this 20th day of November 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,

By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-20763; Filed, Nov. 20, 1946;
4:32 p. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Public Notice 707]

RULES GOVERNING SHIP SERVICE

NOTICE OF PROPOSED RULE MAKING

NOVEMBER 19, 1946.

In the matter of amendment of Part 8 of the rules governing ship service.

1. Notice is hereby given of proposed rule making in the above-entitled matter.

2. Sections 8.114 (d) and 8.115 (k) of the Commission's rules governing ship service presently require all cargo and passenger ships subject to Title III, Part II of the Communications Act of 1934, as amended, to have both an antenna safety link and an emergency antenna. These requirements were established in 1942 in response to an emergency wartime need. On June 6, 1946, after preliminary studies had been made, the Commission released a public notice setting forth certain proposed modifications of §§ 8.114 (d) and 8.115 (k) and requesting written comment thereon. This notice was duly circulated to all persons known or believed to have an interest in the subject, and the comments received were duly examined and considered.

3. In the light of the study that has been made and the comments that have been received, it appears to be in the public interest, convenience or necessity that all ships subject to Title III, Part II of the Communications Act of 1934, as amended, should continue to have an antenna safety link as presently required by § 8.114 (d) but need no longer have an emergency antenna as presently required by § 8.115 (k).

4. The Commission, therefore, proposes to amend Part 8 of the Commission's rules governing ship service by deleting therefrom § 8.115 (k), effective immediately upon adoption and publication of a final order.

5. The proposed amendment is authorized by sections 303 (r) and 356 of the Communications Act of 1934, as amended.

6. Any interested person who is of the opinion that the proposed amendment should not be adopted may file with the Commission on or before November 29, 1946 a written statement or brief setting forth his comments. If any comments are received which appear to warrant the Commission in holding an oral argument before final action is taken,

notice of the time and place of such oral argument will be given.

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-20705; Filed, Nov. 21, 1946;
8:51 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-6013]

CALIFORNIA ELECTRIC POWER CO.

NOTICE OF APPLICATION

NOVEMBER 18, 1946.

Notice is hereby given that the California Electric Power Company of Riverside, California has filed an application pursuant to section 202 (e) of the Federal Power Act (16 U. S. C. 824 (e)) for authority to export electric energy across the international boundary between the United States and Mexico over 9 different lines as follows: over 5 lines from Calexico, California, to Mexicali, Baja California, Mexico, in an amount of 20,000,000 kilowatt hours and at a rate of supply in the amount of 4,500 kilowatts in 1947 and progressing to an amount of 29,000,000 kilowatt hours and a rate of supply of 6,600 kilowatts in 1951; over 2 lines from Andrade, California, to Algodones, Baja California, Mexico, in the amount of 1,500,000 kilowatt hours and a rate of supply of 795 kilowatts, in 1947 and progressing to an amount of 3,500,000 kilowatt hours and a rate of supply of 1,860 kilowatts in 1951; and over 2 lines from Gadsden, Arizona to San Luis, Sonora, Mexico, in an amount of 2,750,000 kilowatt hours and a rate of supply of 1,310 kilowatts in 1947 and progressing to an amount of 4,500,000 kilowatt hours and a rate of supply of 2,100 kilowatts in 1951 for public utility distribution; and for superseding of authorizations heretofore granted in Docket No. IT-5648 and Docket No. IT-5751.

Any person desiring to be heard or to make any protest with reference to said application should, on or before December 2, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and procedure.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-20702; Filed, Nov. 21, 1946;
8:53 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 65]

RESTRICTIONS ON RECONSIGNING PERISHABLES AT ST. LOUIS, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F. R. 15008), permission is granted for

any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at St. Louis, Mo., November 13, 1946, by H. S. Denison & Co., of car WFE 62018, apples, now on the Wabash Ry., to Thomas Fruit Co., Joplin, Mo. (Frisco).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 13th day of November 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-20693; Filed, Nov. 21, 1946;
8:52 a. m.]

[S. O. 645, Special Permit 1]

BITUMINOUS COAL AT NEW YORK, N. Y.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at piers at New York, New York, by the Pennsylvania Railroad, Reading Railroad, Central Railroad of New Jersey, Delaware, Lackawanna & Western Railroad, New York Central System, or the Baltimore & Ohio Railroad, of bituminous coal consigned to the Consolidated Edison Company, New York, New York.

This permit shall become effective at 6:00 p. m., November 18, 1946, and it shall expire at 6:00 p. m., November 19, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 18th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20803; Filed, Nov. 21, 1946;
11:55 a. m.]

[S. O. 645, Special Permit 2]

BITUMINOUS COAL AT HAMPTON ROADS, VA.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at piers at Hampton Roads, Virginia, by the Chesapeake & Ohio Railway and the Virginian Railway, of bituminous coal consigned to the Consolidated Edison Co., New York, New York.

This permit shall become effective at 6:00 p. m., November 18, 1946, and it shall expire at 6:00 p. m., November 19, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 18th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20804; Filed, Nov. 21, 1946;
11:55 a. m.]

[S. O. 645, Special Permit 3]

BITUMINOUS COAL AT HAMPTON ROADS, VA.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at piers at Hampton Roads, Virginia, by the Virginian Railway, of bituminous coal, shipped by Koppers Coal Company, to load S. S. "Beckley Seam" as follows: 6,000 tons consigned Everett Gas Plant, Everett, Mass.; 4,300 tons consigned New England Coal & Coke Company, Everett, Mass.

This permit shall become effective at 7:00 p. m., November 18, 1946 and it shall expire at 11:59 p. m., November 19, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 18th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20805; Filed, Nov. 21, 1946;
11:55 a. m.]

[S. O. 645, Special Permit 4]

BITUMINOUS COAL AT BALTIMORE, Md.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at piers at Baltimore, Maryland, by the Baltimore & Ohio Railroad, Pennsylvania Railroad, and Western Maryland Railway, of bituminous coal consigned to the Bethlehem Steel Company, Sparrows Point, Maryland.

This special permit shall become effective at 1:00 p. m., November 19, 1946, and it shall expire at 7:00 a. m., December 27, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 19th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20806; Filed, Nov. 21, 1946;
11:55 a. m.]

[S. O. 645, Special Permit 5]

BITUMINOUS COAL AT HAMPTON ROADS, VA.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at piers at Hampton Roads, Virginia, by the Norfolk & Western Railway, of approximately 1,250 tons of bituminous coal from consignments of the General Coal Co. for loading to vessel consigned to the Brockton Gas Light Co., Brockton, Massachusetts.

This special permit shall become effective at 1:00 p. m., November 19, 1946, and it shall expire at 11:59 p. m., November 23, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 19th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20807; Filed, Nov. 21, 1946;
11:55 a. m.]

[S. O. 645, Special Permit 6]

**BITUMINOUS COAL AT NEW YORK HARBOR,
N. Y.**

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at piers at New York Harbor by the Pennsylvania Railroad, Reading Railway, Central Railroad of New Jersey, Delaware, Lackawanna & Western Railroad, New York Central System, or the Baltimore and Ohio Railroad, of bituminous coal consigned to the New York Steam Company.

This special permit shall become effective at 6:00 p. m., November 18, 1946, and it shall expire at 6:00 p. m., November 19, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 19th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20808; Filed, Nov. 21, 1946;
11:55 a. m.]

[S. O. 645, Special Permit 7]

BITUMINOUS COAL AT HAMPTON ROADS, VA.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at piers at Hampton Roads, Virginia, by the Virginian Railway, of approximately 10,000 tons of bituminous coal from consignments of the General Coal Company for loading the S. S. *Esther*, destined for Rio de Janeiro.

This special permit shall become effective at 6:00 p. m., November 19, 1946, and it shall expire at 6:00 p. m., November 25, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 19th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20809; Filed, Nov. 21, 1946;
11:56 a. m.]

[S. O. 645, Special Permit 8]

BITUMINOUS COAL AT BALTIMORE, MD.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at piers at Baltimore, Maryland, by the Baltimore & Ohio Railroad, of approximately 9,000 tons of bituminous coal from U. S. Army consignments for loading the S. S. *Felipe de Bastrop*, destined for Italy.

This special permit shall become effective at 6:00 p. m., November 19, 1946, and it shall expire at 6:00 p. m., November 25, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 19th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20810; Filed, Nov. 21, 1946;
11:56 a. m.]

[S. O. 645, Special Permit 9]

**BITUMINOUS COAL AT NEW YORK HARBOR,
N. Y.**

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at piers at New York Harbor, by the Pennsylvania Railroad, Reading Railway, Central Railroad of New Jersey, Delaware, Lackawanna & Western Railroad, New York Central System, or the Baltimore & Ohio Railroad, of bituminous coal consigned to the Consolidated Edison Company and the New York Steam Company as follows: 20,000 tons from 6:00 p. m., Nov. 19 to 11:59 p. m., Nov. 19; 12,000 tons from 12:00 a. m., Nov. 20 to 11:59 p. m., Nov. 20; 9,000 tons from 12:00 a. m., Nov. 21 to 11:59 p. m., Nov. 21; 2,000 tons from 12:00 a. m., Nov. 22 to 11:59 p. m., Nov. 22.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 19th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20811; Filed, Nov. 21, 1946;
11:56 a. m.]

[S. O. 645, Special Permit 10]

BITUMINOUS COAL AT HAMPTON ROADS, VA.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at piers at Hampton Roads, Virginia, by the Chesapeake & Ohio Railway and Norfolk & Western Railway, of approximately 11,000 tons from consignments of the Koppers Company as ordered, for loading the S. S. *Sewanee Seam*, destined for Kearny, New Jersey.

This special permit shall become effective at 10:00 a. m. November 20, 1946, and it shall expire at 11:59 p. m., November 25, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice

of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20812; Filed, Nov. 21, 1946;
11:56 a. m.]

[S. O. 645, Special Permit 11]

BITUMINOUS COAL AT HAMPTON ROADS, VA.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at piers at Hampton Roads, Virginia, by the Virginian Railway, of approximately 11,000 tons from consignments of the Koppers Company for loading the S. S. *Pittsburgh Seam*, destined for Kearny, New Jersey.

This special permit shall become effective at 10:00 a. m., November 20, 1946, and it shall expire at 11:59 p. m., November 25, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20813; Filed, Nov. 21, 1946;
11:56 a. m.]

[S. O. 645, Special Permit 12]

BITUMINOUS COAL AT HAMPTON ROADS, VA.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at piers at Hampton Roads, Virginia, by the Virginian Railway, of approximately 11,000 tons from consignments of the Koppers Company for loading the S. S. "Jagger Seam", destined for the Con-

necticut Coke Company, New Haven, Connecticut.

This special permit shall become effective at 10:00 a. m., November 20, 1946, and it shall expire at 11:59 p. m., November 25, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of November, 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20814; Filed, Nov. 21, 1946;
11:56 a. m.]

[S. O. 645, Special Permit 13]

BITUMINOUS COAL AT PORT READING, N. J.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at Port Reading, New Jersey, over piers of the Reading Company, of approximately 1,250 tons from consignments of the Koppers Company to barges destined for Kearny, New Jersey.

This special permit shall become effective at 10:00 a. m., November 20, 1946, and shall expire at 11:59 p. m., November 25, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20815; Filed, Nov. 21, 1946;
11:56 a. m.]

[S. O. 645, Special Permit 14]

BITUMINOUS COAL AT BALTIMORE, MD.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for

any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at piers at Baltimore, Maryland, by the Baltimore & Ohio Railroad, of approximately 565 tons from consignments of the U. S. Navy for water movement to the Mine Warfare Test Station, Solomons, Maryland.

This special permit shall become effective at 10:00 a. m., November 20, 1946, and it shall expire at 11:59 p. m., November 25, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20816; Filed, Nov. 21, 1946;
11:57 a. m.]

[S. O. 645, Special Permit 15]

BITUMINOUS COAL AT HOBOKEN, N. J.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping at piers at Hoboken, New Jersey, by the Delaware, Lackawanna & Western Railroad, of approximately 600 tons of bituminous coal from consignments of the Boone County Coal Company for loading to barges destined for the Connecticut Power Company, Stamford, Connecticut.

This special permit shall become effective at 11:00 a. m., November 20, 1946, and it shall expire 11:59 p. m., November 25, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20817; Filed, Nov. 21, 1946;
11:57 a. m.]

[S. O. 645, Special Permit 16]

BITUMINOUS COAL AT SOUTH AMBOY, N. J.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the delivery for dumping and dumping, at piers at South Amboy, New Jersey, by the Pennsylvania Railroad, of approximately 500 tons from consignments of the Marshall Coal Corporation, to barges destined New York Quinine & Chemical Company, Long Island.

This special permit shall become effective at 11:00 a. m., November 20, 1946, and it shall expire at 11:59 p. m., November 25, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20818; Filed, Nov. 21, 1946;
11:57 a. m.]

[S. O. 645, Gen. Permit 1]

MOVEMENT OF BITUMINOUS COAL

Pursuant to the authority vested in me by paragraph (e) of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of paragraph (a) (1) of Service Order No. 645 insofar as it applies to the normal movement of coal from mines to designated hold tracks or scales for railroad convenience or to permit mines to continue operation.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 16th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20797; Filed, Nov. 21, 1946;
11:54 a. m.]

[S. O. 645, Gen. Permit 2]

MOVEMENT OF BITUMINOUS COAL

Pursuant to the authority vested in me by paragraph (e) of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the dumping of (1) coal necessary to complete cargoes actually loading on the issue date of this permit, and (2) coal necessary for use as a vessel fuel under paragraph (a) (2) of that order.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 16th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20798; Filed, Nov. 21, 1946;
11:54 a. m.]

[S. O. 645, 1st Amended Gen. Permit 2]

BITUMINOUS COAL AT TIDEWATER PORTS

Pursuant to the authority vested in me by paragraph (e) of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of paragraph (a) (2) of Service Order No. 645 insofar as it applies to the:

(1) Delivery for dumping or dumping of bituminous coal into vessels for cargo at any Tidewater dumping port for domestic transshipment to commercial docks upon certification by the shipper to the common carrier by railroad that the delivery for dumping or dumping is being made in compliance with outstanding orders, regulations and directions of the Solid Fuels Administration for War.

(2) Delivery for dumping or dumping for (a) to complete cargoes of vessels actually loading, or (b) bituminous coal into vessels for fuel for bunkers or galleys.

This general permit shall become effective at 4:00 p. m., November 18, 1946 and it shall expire at 7:00 a. m., December 27, 1946.

The waybill shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission

at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 18th day of November, 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20799; Filed, Nov. 21, 1946;
11:55 a. m.]

[S. O. 645, Gen. Permit 3]

BITUMINOUS COAL AT GREAT LAKES PORTS

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645 (11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 645 insofar as it applies to the dumping of cargo coal to vessels at Great Lakes ports until 12:01 a. m., November 19.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 16th day of November, 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20800; Filed, Nov. 21, 1946;
11:55 a. m.]

[S. O. 645, 1st Amended Gen. Permit 3]

BITUMINOUS COAL AT GREAT LAKES PORTS

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 645, 11 F. R. 13639), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of paragraph (a) (2) of Service Order No. 645 insofar as it applies to the delivery for dumping, or dumping of bituminous coal into vessels for cargo or fuel at Lake dumping ports.

This general permit shall become effective at 12:01 a. m., November 19, 1946, and it shall expire at 7:00 a. m., December 27, 1946.

The waybill shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the

office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 18th day of November, 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20801; Filed, Nov. 21, 1946;
11:55 a. m.]

[S. O. 645, Gen. Permit 4]

MOVEMENT OF BITUMINOUS COAL

Pursuant to the authority vested in me by paragraph (e) of Service Order No. 645, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of paragraph (a) (1) of Service Order No. 645 insofar as it applies to the transportation of bituminous coal on which the mine shipper or consignor thereof has certified in writing on the bill of lading or other shipping papers to the common carrier by railroad that the shipment is being made in compliance with outstanding orders, regulations and directions of the Solid Fuels Administration for War.

This general permit shall become effective at 4:00 p. m., November 18, 1946, and it shall expire at 7:00 a. m., December 27, 1946.

The waybill shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 18th day of November 1946.

INTERSTATE COMMERCE
COMMISSION,
T. J. LEONARD,
Agent.

[F. R. Doc. 46-20802; Filed, Nov. 21, 1946;
11:55 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

NOTICE OF PROPOSED RULES AND FORM AND PROPOSED REPEAL OF CERTAIN FORMS

Notice is hereby given that the Securities and Exchange Commission has under consideration the following proposals for action pursuant to the provisions of the Securities Act of 1933, particularly sections 7, 10 and 19 (a) thereof. Sec. 7, 48 Stat. 78, sec. 10, 48 Stat. 81, sec. 205, 48 Stat. 906, sec. 19 (a),

48 Stat. 85, sec. 209, 48 Stat. 908; 15 U. S. C. 1040, 1042, 1045.

I. The revision of Form S-1¹ (17 CFR, 239.11). This form is at present optionally available for use by any registrant (except investment companies registered under the Investment Company Act of 1940) authorized or required to use Form A-1, A-2 or E-1 (17 CFR, 239.1, 239.2, 239.8). It is now proposed, in connection with the repeal of Forms A-1, A-2 and E-1, to revise and simplify the requirements of Form S-1 and to make the use of the form mandatory instead of permissive as heretofore. The proposed revision of Form S-1 would eliminate certain items of information not required to be included in the general prospectus, would reduce the requirements with respect to certain items of information required to be included in the prospectus and would eliminate from the prospectus certain items of information now required to be included therein. The principal matters dealt with in the revision would be the following:

The item calling for information as to important acquisitions of property would be amended to call for indirect acquisitions as well as acquisition through direct succession.

The items calling for a description of capital securities would be amended to eliminate the description of securities not being registered, except insofar as such information is essential to an appraisal of the securities being registered.

The requirement for a complete outline of the underwriting contracts with the principal underwriters would be eliminated since adequate information regarding the underwriting arrangements would otherwise be called for.

The item calling for information as to patents to be acquired, developed or exploited with the securities to be offered or the proceeds therefrom would be eliminated since sufficient information in regard to such patents is included in the description of the business and in the statement as to the use of the proceeds from the securities to be offered.

The item calling for information as to management contracts would be amended to call for similar information as to such contracts presently proposed to be entered into by the registrant.

The item calling for the individual remuneration of directors, officers and certain other persons where the amount exceeds \$20,000 would be amended so as to get the information only as to directors and executive officers and certain other persons having a material relationship to the registrant or to the registrant's management. An instruction would be added to the remuneration items to get appropriate information regarding remuneration paid indirectly in the form of options, warrants or rights. This instruction would merely formalize the present interpretation of those items and supersede an item of Part II calling for similar information.

An item calling for information regarding the indemnification of directors and officers would be required in the

¹ Filed with the Division of the Federal Register.

prospectus. This requirement would merely formalize current practice.

The items calling for security holdings would be consolidated into a single item, resulting in a substantial reduction in the amount of information required as to such holdings. This would materially reduce the amount of investigatory work to be done in preparing registration statements on Form S-1.

Historical financial information which has heretofore been required in the prospectus would be eliminated from the prospectus. The information would be required as an exhibit but this exhibit could be omitted by all companies which have previously registered under the Securities Act of 1933 or under the Securities Exchange Act of 1934 and which are currently filing annual reports under section 13 or 15 (d) of the latter Act.

Certain other items would either be eliminated entirely or called for as exhibits.

II. The repeal of Forms A-1, A-2 and E-1. This action is proposed because these forms would be superseded by the newer and more simplified Form S-1 and, therefore, would be no longer necessary for the registration of securities under the above mentioned act.

III. The adoption of a rule, which would appear as 17 CFR 230.882, providing for a short form of prospectus applicable to interests in employees' savings, profit-sharing or pension plans. The proposed rule would merely embody the substance of the requirements with respect to such prospectuses which are presently contained in the Instruction Book for Form A-2, the repeal of which is proposed as indicated above.

IV. The adoption of a rule, which would appear as 17 CFR 230.144, providing that certain transactions are deemed to involve no "sales" within the meaning of section 5 of the above mentioned act. This rule would be similar to the provisions presently contained in the Note to Rule 5 (2) of Form E-1.

All interested persons may submit data, views and comments in writing to the Securities and Exchange Commission at its main office, 18th and Locust Streets, Philadelphia 3, Pennsylvania, on or before December 5, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

NOVEMBER 18, 1946.

[F. R. Doc. 46-20688; Filed, Nov. 21, 1946;
8:53 a. m.]

[File No. 812-457]

UNITED STATES AND FOREIGN SECURITIES
CORP. AND BRISTOL CORP.

NOTICE OF APPLICATION, STATEMENT OF ISSUES, AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 18th day of November A. D. 1946.

Notice is hereby given that United States & Foreign Securities Corporation ("U. S. & Foreign") and stockholders of

The Bristol Corporation ("Bristol") have filed an application pursuant to sections 17 (b) and 23 (c) (3) of the Investment Company Act of 1940 ("act") for an order exempting from the provisions of section 17 (a) of said act and permitting under section 23 (c) (3) of said act a proposed transaction whereby the stockholders of Bristol are to exchange all of the outstanding stock of Bristol, consisting of 55,950 shares with a par value of \$5.00 each, for 160,000 shares of no par common stock of U. S. & Foreign (985,000 shares outstanding), which latter shares are to be authorized for the purpose of such transaction. Bristol's only assets consist of 165,774 shares of the common stock of U. S. & Foreign and approximately \$23,500.00 in cash. Bristol is to own at least \$15,000.00 in cash on completion of the transaction. Stockholders of Bristol are affiliated persons of U. S. & Foreign or of affiliated persons of U. S. & Foreign. All interested persons are referred to said application which is on file in the offices of the Commission for a more detailed statement of the proposed transaction and of the matters of fact and law asserted.

It appearing to the Commission that a hearing upon the application is necessary and appropriate:

It is ordered, Pursuant to section 40 (a) of said act, that a public hearing on the aforesaid matter be held on November 27, 1946 at 11:00 a. m., Eastern Standard Time in Room 318 in the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing and any officer or officers so designated to preside at any such hearing is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to hearing officers under the Commission's rules of practice.

The Corporation Finance Division of the Commission has advised the Commission that, upon a preliminary examination of the applications, it deems the following issues to be raised thereby:

(1) Whether the terms of the proposed transaction, including the consideration to be received, are reasonable and fair and do not involve overreaching on the part of any person concerned;

(2) Whether the proposed transaction is consistent with the policy of U. S. & Foreign, as recited in its registration statement and reports filed under the act;

(3) Whether the proposed transaction is consistent with the general purposes of the act; and

(4) Whether the proposed transaction does not unfairly discriminate against any holders of U. S. & Foreign common stock.

Notice of such hearing is hereby given to the above-named applicants; United States & Foreign Securities Corporation; Central Hanover Bank and Trust Company, C. D. Dillon, Robert G. Payne, S. C. McCain, Charles C. Parlip, and

Dorothy D. Allen, as trustees; and C. Dillon and C. D. Dillon, stockholders of The Bristol Corporation, and to any other person or persons whose participation in such proceedings may be in the public interest or for the protection of investors. Any person desiring to be heard or otherwise desiring to participate in said proceeding should file with the Secretary of the Commission, on or before November 27, 1946, his application therefor as provided by Rule XVII of the rules of practice of the Commission, setting forth therein any of the above issues of law or fact which he desires to controvert and any additional issues he deems raised by the aforesaid application.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-20687; Filed, Nov. 21, 1946;
8:52 a. m.]

OFFICE OF PRICE ADMINISTRATION.

Regional and District Office Orders.

[Region III Rev. Order G-57 Under Gen. Order 68]

HARD BUILDING MATERIALS IN EAST LIVERPOOL, OHIO, AREA

Pursuant to the provisions of General Order No. 68 and of Regional Basic Order No. 1-B under General Order No. 68, Order No. G-57 is designated Revised Order No. G-57 and is revised and amended to read as set forth herein:

SECTION 1. *What this order does.* This revised adopting order establishes dollars-and-cents maximum prices for the hard building materials listed in Table I and Table II, hereof, when sold at retail at or from any point within the East Liverpool, Ohio, Area.

SEC. 2. *Area covered.* For the purposes of this revised order, the "East Liverpool, Ohio Area" consists of the Counties of Columbiana and Carroll, in the State of Ohio.

SEC. 3. *Applicability of Basic Order No. 1-B.* All of the provisions of Basic Order No. 1-B, consistent with this Revised Adopting Order No. G-57, are hereby adopted by, and incorporated by reference into, this order as though fully re-written herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this revised order.

All persons subject to this revised adopting order are also subject to and should read and be familiar with the provisions of Basic Order No. 1-B.

SEC. 4. *Maximum prices.*—(a) *Price list.* The maximum prices for hard building materials covered by this revised order shall be those set forth in Tables I and II, which are annexed to, and made a part of this revised order. Prices lower than the listed maximum prices may, of course, be charged or paid.

(b) *Delivery.* (1) The maximum prices listed in Table I, hereof, include, freight to any point within the County wherein the seller's place of business is located.

(2) No deduction need be made from the maximum price listed in Table I, hereof, where the purchaser elects to make his own delivery.

(c) *Discounts.* (1) Sellers shall grant discounts of not less than 5% of the prices listed in Tables I and II, hereof, on sales to contractors.

(2) No seller shall discontinue or reduce any of the discounts for cash which he offered in March 1942 on any of the items listed in Tables I and II, hereof.

SEC. 5. *Relation to Order No. G-57.* Subject to the provisions of Supplementary Order No. 40, this Revised Order No. G-57 replaces and supersedes Order No. G-57 which is hereby revoked.

SEC. 6. *Effective date.* This Revised Order No. G-57 shall become effective November 6, 1946.

Issued: October 23, 1946.

J. F. KESSEL,
Regional Administrator.

The prices listed in this order include all increases granted to resellers by the OPA through August 8, 1946. (See section 6 (b) of Basic Order No. 1-B.)

Commodity and unit	Maximum delivered ¹ prices ²
Plaster, hardwall, 100 lb. sack.....	\$1.10
Finishing lime, 50 lb. sack.....	.56
Gypsum lath, 3/4 in., 1,000 sq. ft.....	26.40
Metal lath 3.4 lb. painted diamond mesh, sq. yd.....	.372
Metal lath, corner bead, expanded type, lin. ft.....	.0481
Portland cement (paper sacks) 94 lb. sack.....	.805
Masonry mortar, 70 lb. sack.....	.715
Mason's hydrated lime, 50 lb. sack..	.54
Waterproof cement-Gray, 94 lb. sack..	.955
Clay drain tile, 3 in., lin. ft.....	.0724
Clay drain tile, 4 in., lin. ft.....	.081
Clay drain tile, 6 in., lin. ft.....	.1397
Vitrified clay sewer pipe, No. 1SS 4 in., lin. ft.....	.18
Vitrified clay sewer pipe, No. 1SS 6 in., lin. ft.....	.27
Flue lining, 8 in. x 8 in., lin. ft....	.384
Flue lining, 8 in. x 12 in., lin. ft....	.576
Flue lining, 12 in. x 12 in., lin. ft....	.736
Gypsum wallboard 3/4 in., 1,000 sq. ft.....	43.00
Asphalt roofing 90 lb., mineral surface, 108 sq. ft. roll.....	3.09
Asphalt or tarred felt, 15 lb., 432 sq. ft. roll.....	2.84
Asphalt or tarred felt, 30 lb., 216 sq. ft. roll.....	2.84
Asphalt shingles, 210 lb. (3 in 1) thickbutt, 100 sq. ft.....	6.71
Fibre insulation board 1/2 in., standard lath and board, 1,000 sq. ft....	58.05
Asbestos cement siding, 12 in. x 24 in. or 27 in., standard colors, 100 sq. ft.....	9.03
Thermal insulation blankets (paper backed) thick, 1,000 sq. ft.....	63.20
Thermal insulation batts (paper backed) full thick, 1,000 sq. ft....	67.50
Thermal insulation (loose in bags) plain, 40 lb. sack.....	1.30

¹ *Delivery.* (1) The maximum prices listed in table I, above, include free delivery to any point within the county wherein the seller's place of business is located.

(ii) No deduction need be made from the maximum prices listed in table I, above, where the purchaser elects to make his own delivery.

² *Discounts.* Sellers shall grant discounts of not less than 5 percent on the prices listed in tables I and II, above, on sales to contractors.

TABLE II

	F. o. b. yard
Plaster, hardwall, 100 lb. sack.....	\$1.05
Portland cement (paper sacks), 94 lb. sack.....	.775
Masonry mortar, 70 lb. sack.....	.685

[F. R. Doc. 46-20450; Filed, Nov. 15, 1946; 8:53 a. m.]

[Region III Order G-58 under Gen. Order 68]

HARD BUILDING MATERIALS IN BATTLE CREEK-KALAMAZOO, MICH., AREA

Pursuant to the provisions of General Order No. 68 and of Regional Basic Order No. 1-B under General Order No. 68, this order is issued:

SECTION 1. What this order does. This adopting order establishes dollars-and-cents maximum prices for the hard building materials listed in Table I, hereof, when sold at retail at or from any point within the Battle Creek-Kalamazoo, Michigan Area.

SEC. 2. Area covered. For the purposes of this order, the "Battle Creek-Kalamazoo, Michigan Area" consists of the Counties of Allegan, Barry, Berrien, Branch, Calhoun, Cass, Kalamazoo, St. Joseph and Van Buren in the State of Michigan.

SEC. 3. Applicability of Basic Order No. 1-B. All the provisions of Basic Order No. 1-B, consistent with this Adopting Order No. G-58 are hereby adopted by, and incorporated by reference into, this order as though fully rewritten herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order.

All persons subject to this adopting order are also subject to, and should read and be familiar with, the provisions of Basic Order No. 1-B.

SEC. 4. Maximum prices—(a) Price list. The maximum prices for hard building materials covered by this order shall be those set forth in Table I which is annexed to, and made a part of, this order. Prices lower than the listed maximum prices may, of course, be charged or paid.

(b) *Delivery.* (i) No seller shall charge more than fifty cents for delivery of items, listed in Table I, hereof, with a total value of less than ten dollars.

(ii) For delivery of items listed in Table I, hereof, with a total value of ten dollars or more, no seller shall charge more than he charged in March 1942 for the same or similar delivery service.

(iii) No deduction need be made from the maximum prices listed in Table I, hereof, where the purchaser elects to make his own delivery.

(c) *Discounts.* (i) Sellers shall grant a discount of not less than five percent of the prices listed in Table I, hereof, on sales to contractors.

(ii) No seller shall discontinue or reduce any of the discounts for cash which he offered in March 1942 on any of the items listed in Table I, hereof.

This Order No. G-58 shall become effective July 5, 1946.

Reissued: October 21, 1946.

Effective: November 4, 1946.

J. F. KESSEL,

Regional Administrator.

The prices listed in this order include all increases granted to resellers by the OPA through August 8, 1946. (See section 6 (b) of Basic Order No. 1-B.)

TABLE I

Commodity and unit	Maximum price
Plaster, hard wall, 100 lbs.....	\$1.00
Plaster, moulding, 100 lbs.....	2.00
Plaster, gauging, 100 lbs.....	.95
Keene's cement, 100 lbs.....	2.50
Finishing lime, 50 lbs.....	.56
Gypsum lath, $\frac{3}{8}$ in., 1,000 sq. ft.....	28.00
Metal lath, 2.2 lb., painted, diamond mesh, sq. yd.....	.3010
Metal lath, 2.5 lb., painted, diamond mesh, sq. yd.....	.3022
Metal lath, 3.4 lb., painted, diamond mesh, sq. yd.....	.3480
Metal lath, $\frac{3}{8}$ in. high, rib, painted, sq. yd.....	.3776
Metal lath, corner bead, expanded type, lin. ft.....	.0428
Portland cement, standard (paper bags), 94 lbs.....	.765
Portland cement, standard, barrel (paper bags), 376 lbs.....	2.95
Masonry mortar, 70 lbs.....	.715
Masonry mortar, barrel, 280 lbs.....	2.75
Mason's hydrated lime, 50 lbs.....	.50
Waterproof cement (gray), 4 bags or 376 lbs. barrel.....	3.26
Gypsum block partition, 3 in. hollow, sq. ft.....	.08
Gypsum block partition, 4 in. hollow, sq. ft.....	.09
Clay drain tile, 4 in., 1,000 lin. ft.....	72.58
Clay drain tile, 6 in., 1,000 lin. ft.....	122.98
Vitrified clay sewer pipe, No. 1SS, 4 in., lin. ft.....	.1995
Vitrified clay sewer pipe, No. 1SS, 6 in., lin. ft.....	.3163
Flue lining, 8 in. x 8 in., lin. ft.....	.4104
Flue lining, 8 in. x 12 in., lin. ft.....	.6099
Flue lining, 12 in. x 12 in., lin. ft.....	.7894
Gypsum wallboard, $\frac{3}{8}$ in., 1,000 sq. ft.....	40.00
Gypsum wallboard, $\frac{1}{2}$ in., 1,000 sq. ft.....	45.00
Gypsum sheathing, $\frac{1}{2}$ in., 1,000 sq. ft.....	40.00
Asphalt roofing, 90 lb., mineral surface, 108 sq. ft. roll.....	2.65
Asphalt or tarred felt, 15 lb., 432 sq. ft. roll.....	2.72
Asphalt shingles, 210 lb., (3 in 1) thickbutt, square.....	6.29
Asphalt or tarred felt, 30 lb., 216 sq. ft. roll.....	2.72
Asphalt shingles, 165 lb., 2 tab hexagon, square.....	4.72
Fibre insulation board, $\frac{1}{2}$ in. standard, lath and board, 1,000 sq. ft.....	51.60
Fibre insulation, $2\frac{1}{2}$ in., asphalt sheathing, 1,000 sq. ft.....	78.00
Asbestos cement siding, 12 in. x 12 in. x 27 in., standard colors, square.....	8.93
Asbestos cement siding, 12 in. x 12 in. x 27 in., brilliant colors, square.....	9.19
Wallboard (beaver board type), 1,000 sq. ft.....	44.00
Hard density synthetic fibre board, $\frac{1}{2}$ in., tempered, standard, 1,000 sq. ft.....	90.00

TABLE I—Continued

Commodity and unit	Maximum price
Thermal insulation blankets, medium (paper backed), 1,000 sq. ft.....	\$44.00
Thermal insulation blankets, single (paper backed), 1,000 sq. ft.....	39.00
Thermal insulation blankets, thick (paper backed), 1,000 sq. ft.....	66.00
Thermal insulation batts, 2 in. thick (paper backed), 1,000 sq. ft.....	45.00
Thermal insulation batts, full thick (paper backed), 1,000 sq. ft.....	65.00
Thermal insulation, loose in bags (plain), 35 lbs.....	.90
Thermal insulation, loose in bags (modulated), 35 lbs.....	1.15

Delivery. (i) No seller shall charge more than fifty cents for delivery of items, listed in table I, hereof, with a total value of less than ten dollars.

(ii) For delivery of items listed in table I, hereof, with a total value of ten dollars or more, no seller shall charge more than he charged in March 1942, for the same or similar delivery service.

(iii) No deduction need be made from the maximum prices listed in table I, hereof, where the purchaser elects to make his own delivery.

Discounts. (i) Sellers shall grant a discount of not less than five percent of the prices listed in table I, hereof, on sales to contractors.

(ii) No seller shall discontinue or reduce any of the discounts for cash which he offered in March 1942, on any of the items listed in table I, hereof.

[F. R. Doc. 46-20451; Filed, Nov. 15, 1946; 8:53 a. m.]

[Region III Order G-84 Under Gen. Order 68]

HARD BUILDING MATERIALS IN TROY, OHIO, AREA

Pursuant to the provisions of General Order No. 68 and of Regional Basic Order No. 1-B under General Order No. 68, this order is issued:

SECTION 1. What this order does. This adopting order establishes dollars-and-cents maximum prices for the hard building materials listed in Table I, hereof, when sold at retail at or from any point within the Troy, Ohio Area.

SEC. 2. Area covered. For the purposes of this order, the "Troy, Ohio Area" consists of the County of Miami in the State of Ohio.

SEC. 3. Applicability of Basic Order No. 1-B. All the provisions of Basic Order No. 1-B, consistent with this Adopting Order No. G-84, are hereby adopted by, and incorporated by reference into, this order as though fully rewritten herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise without other action, be a part of this order.

All persons subject to this adopting order are also subject to, and should read and be familiar with, the provisions of Basic Order No. 1-B.

SEC. 4. Maximum prices—(a) Price list. The maximum prices for hard building materials covered by this order shall be those set forth in table I, which is annexed to, and made a part of, this order. Prices lower than the listed max-

imum prices may, of course, be charged or paid.

(b) *Delivery.* (i) The maximum prices for hard building materials, listed in table I, hereof, include free delivery.

(ii) No deduction need be made from the prices in table I, hereof, where the purchaser elects to make his own delivery.

(c) *Discounts.* (i) No seller covered hereby shall discontinue or reduce any of the quantity discounts which he offered in March, 1942, on sales of any of the items listed in table I, hereof.

(ii) Sellers shall grant a discount of not less than two percent of the prices listed in table I, hereof, when payment for the items covered hereby is made on or before the tenth day of the month following the month in which delivery was made.

This Order No. G-84 shall become effective July 3, 1946.

Reissued: October 23, 1946.

Effective: November 6, 1946.

J. F. KESSEL,
Regional Administrator.

The prices listed in this order include all increases granted to resellers by the OPA through August 8, 1946. (See section 6 (b) of Basic Order No. 1-B.)

Commodity and unit	Maximum delivered prices ¹
Hardwall, plaster (hair fiber), 100 lb. paper bag-----	\$1.05
Hardwall, plaster (wood fiber), 100 lb. paper bag-----	1.05
Gauging, plaster (gray), 100 lb. paper bag-----	1.25
Gauging, plaster (white), 100 lb. paper bag-----	1.75
Moulding, plaster, 100 lb. paper bag-----	1.75
Keene's cement, 100 lb. paper bag-----	2.50
Finishing lime, 50 lb. paper bag-----	.62
Mason's hydrated lime, 50 lb. paper bag-----	.56
Masonry mortar, 70 lb. paper bag-----	.715
Portland cement, 94 lb. paper bag-----	.765
Waterproof cement, 94 lb. paper bag-----	.895
Gypsum lath 3/8 in., 1,000 sq. ft-----	25.75
Gypsum wallboard 3/8 in., 1,000 sq. ft-----	45.00
Corner bead, standard, lin. ft-----	.044
Corner bead, expanded type, lin. ft-----	.0535
Cornerite, lin. ft-----	.0325
Flue lining, 8 in. x 8 in., lin. ft-----	.438
Flue lining, 8 in. x 12 in., lin. ft-----	.657
Flue lining, 12 in. x 12 in., lin. ft-----	.805
Vitrified clay sewer pipe, No. 1SS 4 in., lin. ft-----	.219
Vitrified clay sewer pipe, No. 1SS 6 in., lin. ft-----	.3285
Vitrified clay sewer pipe, No. 1SS 8 in., lin. ft-----	.511
Vitrified clay sewer pipe, No. 1SS 10 in., lin. ft-----	.7665
Vitrified clay sewer pipe, No. 1SS 12 in., lin. ft-----	1.0055
Asphalt roofing, 90 lb., mineral surface, roll, 108 sq. ft-----	2.82
Asphalt or tarred felt, 15 lb., 1st quality, roll, 432 sq. ft-----	2.90
Asphalt or tarred felt, 30 lb., 1st quality, roll, 216 sq. ft-----	2.90
Asphalt shingles, 210 lb., thick butt, 1st quality, 100 sq. ft-----	6.29
Asphalt shingles, 165 lb., hexagon 2 tab 1st quality, 100 sq. ft-----	4.98
Fiber insulation board, 1/2 in. standard, 1,000 sq. ft-----	53.75

TABLE I—Continued Maximum delivered prices¹

Commodity and unit	Maximum delivered prices ¹
Asphalt sheathing, 25/32 in., 1,000 sq. ft-----	\$84.50
Hard density synthetic fiber board 1/2 in. tempered (4 in. x 8 in.), 1,000 sq. ft-----	100.00
Standard density synthetic fiber board 3/16 in. (4 in. x 8 in.), 1,000 sq. ft-----	80.00
Thermal insulation batts, full thick, 1,000 sq. ft-----	60.00
Thermal insulation, loose in bags, 35 lb. bag-----	1.15

¹ *Delivery.* (i) The maximum prices for hard building materials, listed in Table I, above, include free delivery.

(ii) No deduction need be made from the prices in Table I, above, where the purchaser elects to make his own delivery.

Discounts. (i) No seller covered hereby shall discontinue or reduce any of the quantity discounts which he offered in March 1942, on sales of any of the items listed in Table I, above.

(ii) Sellers shall grant a discount of not less than two percent of the prices listed in Table I, above, when payment for the items covered hereby is made on or before the tenth day of the month following the month in which delivery was made.

[F. R. Doc. 46-20454; Filed, Nov. 15, 1946; 8:51 a. m.]

[Region III Order G-78 Under Gen. Order 68]
HARD BUILDING MATERIALS IN RAVENNA, OHIO, AREA

Pursuant to the provisions of General Order No. 68 and of Regional Basic Order No. 1-B under General Order No. 68, this order is issued:

SECTION 1. What this order does. This adopting order establishes dollars-and-cents maximum prices for the hard building materials listed in Table I, hereof, when sold at retail at or from any point within the Ravenna, Ohio Area.

SEC. 2. Area covered. For the purposes of this order, the "Ravenna, Ohio Area" consists of the Counties of Geauga and Portage in the State of Ohio.

SEC. 3. Applicability of Basic Order No. 1-B. All the provisions of Basic Order No. 1-B, consistent with this Adopting Order No. G-78, are hereby adopted by, and incorporated by reference into, this order as though fully re-written herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order.

All persons subject to this adopting order are also subject to, and should read and be familiar with, the provisions of Basic Order No. 1-B.

SEC. 4. Maximum prices—(a) Price list. The maximum prices for hard building materials covered by this order shall be those set forth in Table I which is annexed to, and made a part of, this order. Prices lower than the listed maximum prices may, of course, be charged or paid.

(b) *Delivery.* (i) The maximum prices listed in Table I hereof include free delivery of the listed hard building materials to any point within the county wherein the seller's place of business is located.

(ii) When delivery of any of the listed hard building materials is made to any point beyond the free delivery zone described in subparagraph (i) above, the seller shall charge no more than he charged in March 1942 for the same or similar delivery service.

(iii) No deduction need be made from the maximum prices listed in Table I, hereof, where the purchaser elects to make his own delivery.

(c) *Discounts.* No seller covered hereby shall discontinue or reduce any of the allowances or discounts which he offered in March 1942 on any of the items listed in Table I, hereof.

This Order No. G-78 shall become effective July 3, 1946.

Reissued: October 21, 1946.

Effective: November 4, 1946.

JOHN F. KESSEL,
Regional Administrator.

The prices listed in this order include all increases granted to resellers by the OPA through August 8, 1946. (See section 6 (b) of Basic Order No. 1-B.)

TABLE I

Commodity and unit	Maximum prices	
	F. o. b. yard	Delivered ¹
Plaster, hardwall, 100 lb. sack-----	\$1.00	\$1.05
Plaster, gauging, white, 100 lb. sack-----	2.40	2.40
Finishing lime, 50 lb. sack-----	.56	.56
Gypsum lath, 3/8 in., 1,000 sq. ft-----	25.50	25.50
Metal lath 2 1/2 lb., painted diamond mesh, sq. yd-----	.3122	.3122
Metal lath, corner bead, expanded type, lin. ft-----	.0375	.0375
Portland cement (paper sack) 94 lb. sack-----	.795	.815
Masonry mortar (paper sack) 70 lb. sack-----	.715	.745
Mason's hydrated lime 50 lb. sack-----	.56	.56
Waterproof cement, gray, 94 lb. sack-----	1.055	1.105
Clay drain tile, 3 in., lin. ft-----	.0505	.0547
Clay drain tile, 4 in., lin. ft-----	.0896	.0739
Clay drain tile, 6 in., lin. ft-----	.1374	.1406
Vitrified clay sewer pipe, No. 1SS-4 in., lin. ft-----	.1858	.1892
Vitrified clay sewer pipe, No. 1SS-6 in., lin. ft-----	.2799	.2844
Flue lining 8 in. x 8 in., lin. ft-----	.3637	.3739
Flue lining 8 in. x 12 in., lin. ft-----	.5609	.57
Flue lining 12 in. x 12 in., lin. ft-----	.7188	.7302
Gypsum wallboard, 3/8 in., sq. ft-----	.042	.042
Asphalt roofing, 90 lb., Mineral surface, 108 sq. ft. roll-----	2.76	2.76
Asphalt or tarred felt, 15 lb., 432 sq. ft. roll-----	2.78	2.78
Asphalt or tarred felt, 30 lb., 216 sq. ft. roll-----	2.78	2.78
Asphalt shingles 210 lb. (3 in 1) thickbutt 100 sq. ft-----	6.29	6.29
Fibre insulation board 1/2 in. standard lath and board, sq. ft-----	.0548	.0548
Asbestos cement siding 12 in. x 24 in. or 27 in. st'd. colors, 100 sq. ft-----	8.93	8.93
Thermal insulation batts (paper backed) full thick, sq. ft-----	.062	.062
Thermal insulation (loose in bags) plain, 40 lb. bag-----	1.22	1.22

¹ *Delivery Charges.* (i) The maximum prices listed in Table I, hereof, include free delivery of the listed hard building materials to any point within the county wherein the seller's place of business is located.

(ii) When delivery of any of the listed hard building materials is made to any point beyond the free delivery zone described in subparagraph (i) above, the seller shall charge no more than he charged in March 1942 for the same or similar delivery service.

(iii) No deduction need be made from the maximum prices listed in Table I, hereof, where the purchaser elects to make his own delivery.

Discounts. No seller covered hereby shall discontinue or reduce any of the allowances or discounts which he offered in March 1942 on any of the items listed in Table I, hereof.

[F. R. Doc. 46-20452; Filed, Nov. 15, 1946; 8:52 a. m.]

[Region III Order G-61 Under 18 (c)]

FLUID MILK IN CLEVELAND REGION

For the reasons set forth in an opinion issued simultaneously herewith and by virtue of the authority delegated to the Regional Administrator of Region III of the Office of Price Administration under the provisions of § 1499.18 (c) of General Maximum Price Regulation, it is hereby ordered:

(a) *What this order does.* This order grants an adjustment of the current established maximum rates of all persons engaged in the contract transportation of fluid milk consigned from the producers thereof located in the area herein-after described in paragraph (d) hereof.

(b) *Adjusted maximum rates.* On and after the effective date of this order, any person, other than a common carrier, engaged in transporting fluid milk consigned from producers thereof to milk depots, dairies, cooling stations, processing plants or any other receiving point may increase their current maximum rates therefor as follows:

Permitted increase
per cwt. (cents)

Current maximum rate per cwt.:	
20¢ and under.....	2
21¢ to 30¢, inclusive.....	3
31¢ to 45¢, inclusive.....	4

(c) *Discounts.* Every person covered by this order shall maintain all customary discounts and price differentials in effect immediately prior to the issuance hereof.

(d) *Geographical applicability.* This order shall apply to contract transportation of fluid milk consigned from producers located in the states of Indiana (except Lake County), Ohio, Michigan, West Virginia, and Kentucky.

(e) *Relation to other maximum price regulations.* Except as herein provided, persons furnishing the services covered hereby shall be subject to all applicable Maximum Price Regulations and orders of the Office of Price Administration.

This order shall become effective August 30, 1946.

Issued: August 30, 1946.

JOHN F. KESSEL,
Regional Administrator.

Opinion Accompanying Order No. G-61 Under § 1499.18 (c) of General Maximum Price Regulation

For the reasons stated in the opinion accompanying Order No. G-19 under General Maximum Price Regulation (formerly Order No. III-1499.18 (c)-30) (Order Adjusting the Maximum Rates of Haulers for Raw Milk in the States of Indiana, Kentucky, Michigan, Ohio and West Virginia), milk haulers in Region III were granted an increase of 5¢ per cwt. for hauling raw milk from producers to processing plants. Recently, a further investigation was conducted by the Office of Price Administration with respect to the adequacy of the adjusted rates of these haulers, occasioned by the filing of a number of applications for adjustment.

This investigation discloses that on a mileage basis, the returns to these carriers appear to be less than operating costs. A detailed analysis will not be

made herein, but it should be stated that, on the whole, these operators are suffering financial hardship which threatens the supply of this service. It is considered that the minimum adjustment necessary to assure the continuance thereof is approximately 12%.

The rates in effect among milk haulers appear to fall into three groups, depending on the length of haul, with price ranges as follows:

Length of haul:	Rate per cwt. (cents)
5 to 50 miles.....	12 to 20 incl.
51 to 100 miles.....	21 to 30 incl.
101 miles and over.....	31 to 45 incl.

Among individual operators, of course, these mileage rates will vary, and the above rate scales are not precisely accurate. However, they appear to be a fair average and justify the application of the required increase to the various rate groupings by means of a flat increase per cwt. depending upon the seller's current maximum rate. This results in the increase authorized by the accompanying order. The permitted increase will not create or tend to create a shortage of this service or a need for an increase in the price thereof in any other locality.

It is the opinion of the Regional Administrator that the provisions of the accompanying order are generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended.

[F. R. Doc. 46-20447; Filed, Nov. 15, 1946; 8:56 a. m.]

[Region III Order G-87 Under Gen. Order 68]

HARD BUILDING MATERIALS IN MEDINA, OHIO, AREA

Pursuant to the provisions of General Order No. 68 and of Regional Basic Order No. 1-B under General Order No. 68, this order is issued:

SECTION 1. *What this order does.* This adopting order establishes dollars-and-cents maximum prices for the hard building materials listed in Table I, hereof, when sold at retail at or from any point within the Medina, Ohio Area.

SEC. 2. *Area covered.* For the purposes of this order, the "Medina, Ohio Area" consists of the County of Medina in the State of Ohio.

SEC. 3. *Applicability of Basic Order No. 1-B.* All the provisions of Basic Order No. 1-B, consistent with this Adopting Order No. G-87, are hereby adopted by, and incorporated by reference into, this order as though fully rewritten herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise, without other action, be a part of this order.

All persons subject to this Adopting Order are also subject to, and should read and be familiar with, the provisions of Basic Order No. 1-B.

SEC. 4. *Maximum prices—(a) Price list.* The maximum prices for hard building materials covered by this order shall be those set forth in Table I, which is annexed to and made a part of this

order. Prices lower than the listed maximum prices may, of course, be charged or paid.

(b) *Delivery.* (i) The maximum prices listed in Table I, hereof, include free delivery to any point within the Medina, Ohio area.

(ii) No deduction need be made from the prices listed in Table I, hereof, where the seller elects to make his own delivery.

(c) *Discounts.* No seller shall discontinue or reduce any allowances or discounts on any of the commodities listed in Table I, hereof, which he offered in March 1942.

SEC. 5. *Effective date.* This Order No. G-87 shall become effective November 4, 1946.

Issued: October 21, 1946.

JOHN F. KESSEL,
Regional Administrator.

The prices listed in this order include all increases granted by the OPA to resellers through August 8, 1946. (See section 6 of Basic Order No. 1-B)

TABLE I

Commodity and unit	Price
Plaster, hardwall, 100 lb. sack.....	\$1.01
Plaster, gauging, white, 100 lb. sack.....	1.75
Finishing lime, 50 lb. sack.....	.54
Gypsum lath, 3/8 in., 1,000 sq. ft.....	24.75
Metal lath, 3.4 lb., painted diamond mesh, sq. yd.....	.42
Portland cement (paper sack) standard, 94 lb. sack.....	.715
Masonry mortar, 70 lb. sack.....	.715
Mason's hydrated lime, 50 lb. sack.....	.50
Waterproof cement, gray, 94 lb. sack.....	.865
Clay drain tile, 3 in., lin. ft.....	.0475
Clay drain tile, 4 in., lin. ft.....	.0545
Clay drain tile, 6 in., lin. ft.....	.1015
Vitrified clay sewer pipe, No. 1SS, 4 in., lin. ft.....	.1687
Vitrified clay sewer pipe, No. 1SS, 6 in., lin. ft.....	.2508
Flue lining, 8 in. x 8 in., lin. ft.....	.3363
Flue lining, 8 in. x 12 in., lin. ft.....	.5035
Flue lining, 12 in. x 12 in., lin. ft.....	.7136
Gypsum wallboard, 3/8 in., 1,000 sq. ft.....	40.00
Asphalt roofing, 90 lb., mineral surface, 108 sq. ft. roll.....	2.87
Asphalt or tarred felt, 15 lb., 432 sq. ft. roll.....	2.72
Asphalt or tarred felt, 30 lb., 216 sq. ft. roll.....	2.72
Asphalt shingles, 210 lb. (3 in 1), thickbutt, 100 sq. ft.....	6.24
Thermal insulation, loose in bags, plain, 35 lb. sack.....	1.25

Delivery. (i) The maximum prices listed in Table I, above, include free delivery to any point within the Medina, Ohio, Area.

(ii) No deduction need be made from the prices listed in Table I, above, where the seller elects to make his own delivery.

Discounts. No seller shall discontinue or reduce any allowances or discounts on any of the commodities listed in Table I, above, which he offered in March 1942.

[F. R. Doc. 46-20455; Filed, Nov. 15, 1946; 8:51 a. m.]

[Region III Order G-1 Under 19a]

HAULERS OF BUILDING AND CONSTRUCTION MATERIALS IN CUYAHOGA COUNTY, OHIO

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority delegated to the Regional Administrator by § 1499.19a of General Maximum Price Regulation, it is hereby ordered:

(a) All persons performing the service of contract transportation of building and construction materials between points located within Cuyahoga County, Ohio, may, from and after the effective date of this order, perform such services at rates which may be adjusted upwards in accordance with the decision of the Regional Administrator upon the application for adjustment of such rates now pending in the Regional Office of Region III of the Office of Price Administration under Docket No. 3-GMPR-18 (c)-G-60.

(b) No payment in excess of the current established maximum rates may be made or received for such services prior to the effective date of the order to be issued under said docket number.

This order shall become effective August 2, 1946.

Issued: August 2, 1946.

JOHN F. KESSEL,
Regional Administrator.

Opinion Accompanying Order G-1 Under § 1499.19a of General Maximum Price Regulation

An application is now pending in the Regional Office of Region III of the Office of Price Administration for adjustment of the maximum rates for haulers of building and construction materials in Cuyahoga County, Ohio. It has been made to appear that in order to promote the distribution of such building materials, it is necessary that an adjustable pricing authorization be granted to all of such haulers permitting them to apply any adjustment which may be granted under the application retroactively.

The accompanying order is, therefore, issued permitting adjustable pricing from and after the effective date thereof. This order does not permit any payment to be made in excess of current established maximum rates until the issuance of the proposed adjustment order.

It is the opinion of the Regional Administrator that the provisions of the accompanying order are generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended.

[F. R. Doc. 46-20446; Filed, Nov. 15, 1946; 8:56 a. m.]

[Philadelphia Adopting Order 9 Under Basic Order 3 Under RMPR 251, Amdt. 1]

INSULATION AND INCIDENTAL CONSTRUCTION WORK IN BERKS, LEHIGH AND NORTHAMPTON COUNTIES, PA.

Under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942 as amended, by Revised Maximum Price Regulation No. 251, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Philadelphia District Office; It is hereby ordered:

1. Adopting Order No. 9 under Basic Order No. 3 under Revised Maximum Price Regulation No. 251 is hereby amended by striking out the effective date, September 15, 1946, and inserting in place thereof as the effective date, November 1, 1946.

2. Except as hereby amended, Adopting Order No. 9 under Basic Order No. 3 under Revised Maximum Price Regulation No. 251 shall remain the same and all provisions thereof remain in full force and effect.

This amendment has been duly filed with the Federal Register Division.

This amendment shall become effective immediately.

Issued this 24th day of October 1946.

FRANK J. LOFTUS,
District Director.

[F. R. Doc. 46-20448; Filed, Nov. 15, 1946; 8:55 a. m.]

[Region III Order G-79 Under Gen. Order 68]
HARD BUILDING MATERIALS IN PORTSMOUTH, OHIO, AREA

Pursuant to the provisions of General Order No. 68 and of Regional Basic Order No. 1-B under General Order No. 68, this order is issued:

SECTION 1. *What this order does.* This adopting order establishes dollars-and-cents maximum prices for the hard building materials listed in Table I, hereof, when sold at retail at or from any point within the Portsmouth, Ohio, Area.

SEC. 2. *Area covered.* For the purposes of this order, the "Portsmouth, Ohio Area" consists of the County of Scioto in the State of Ohio.

SEC. 3. *Applicability of Basic Order No. 1-B.* All the provisions of Basic Order No. 1-B, consistent with this Adopting Order No. G-79, are hereby adopted by, and incorporated by reference into, this order as though fully rewritten herein. If Basic Order No. 1-B is amended in any respect, all of the provisions of that order, as amended, shall likewise without other action, be a part of this order.

All persons subject to this adopting order are also subject to, and should read and be familiar with, the provisions of Basic Order No. 1-B.

SEC. 4. *Maximum prices—(a) Price list.* The maximum prices for hard building materials covered by this order shall be those set forth in Table I, which is annexed to, and made a part of, this order. Prices lower than the listed maximum prices may, of course, be charged or paid.

(b) *Delivery.* (1) The maximum prices for hard building materials, listed in the column headed "Maximum Price Delivered" in Table I, hereof, include delivery to any point within the Portsmouth, Ohio Area.

(2) Where the purchaser elects to make his own delivery, the seller shall charge no more than the maximum price listed in Table I, hereof, in the column headed "Maximum Price F. O. B. Yard".

(c) *Discounts.* No seller covered hereby shall discontinue or reduce any of the allowances or discounts, which he offered in March, 1942, on sales of any of the items listed in Table I, hereof.

This Order No. G-79 shall become effective July 3, 1946.

Reissued; October 11, 1946.

Effective: October 25, 1946.

J. F. KESSEL,
Regional Administrator.

The prices listed in this order include all increases granted to resellers by the OPA through August 8, 1946 (See section 6 (b) of Basic Order No. 1-B.)

TABLE I

Commodity and unit	Maximum price delivered	Maximum price f. o. b. yard
Plaster, hardwall (hair fiber), ton (paper bag)	\$20.00	\$20.00
Plaster, hardwall (hair fiber), 100 lb. paper bag	1.20	1.20
Plaster, hardwall (wood fiber), 50 lb. paper bag	.75	.70
Plaster, hardwall (wood fiber), ton (paper bag)	20.00	20.00
Plaster, hardwall (wood fiber), 100 lb. paper bag	1.20	1.10
Plaster, gauging, ton (paper bag)	20.00	20.00
Plaster, gauging, 100 lb. paper bag	1.20	1.10
Plaster, moulding, 100 lb. paper bag	2.25	2.25
Keene's cement, 100 lb. paper bag	2.50	2.50
Finishing lime—2 bags or more, 50 lb. paper bag	.62	.56
Finishing lime—single bag, 50 lb. paper bag	.67	.56
Gypsum lath $\frac{3}{8}$ in.—16 in. x 48 in., 1,000 sq. ft.	25.50	25.50
Gypsum lath $\frac{3}{8}$ in.—16 in. x 48 in., bundle, 32 sq. ft.	.85	.85
Gypsum lath $\frac{3}{8}$ in.—32 in. x 48 in., 1,000 sq. ft.	27.00	27.00
Gypsum lath $\frac{3}{8}$ in.—32 in. x 48 in., single sheet	.30	.30
Corner bead, expanded type, lin. ft.	.0642	.0642
Corner bead, common, lin. ft.	.044	.044
Cornerite, lin. ft.	.0326	.0326
Portland cement (barrel or more), 94 lb. paper bag	.765	.765
Portland cement (less than barrel), 94 lb. paper bag	.815	.765
Masonry mortar, 70 lb. paper bag	.715	.665
Mason's hydrated lime—ton or more, 50 lb. paper bag	.45	.45
Mason's hydrated lime—less than ton, 50 lb. paper bag	.56	.56
Waterproof cement (gray), 94 lb. paper bag	1.115	1.015
Clay drain tile—3 in., lin. ft.	.0608	.0608
Clay drain tile—4 in., lin. ft.	.0717	.0717
Clay drain tile—6 in., lin. ft.	.1535	.1535
Vitreous clay sewer pipe No. 18S—4 in., lin. ft.	.1995	.1995
Vitreous clay sewer pipe No. 18S—6 in., lin. ft.	.2993	.2993
Flue lining—7½ in. x 7½ in., lin. ft.	.3329	.3329
Flue lining—8 in. x 8 in., lin. ft.	.399	.399
Flue lining—8 in. x 12 in., lin. ft.	.5871	.5871
Flue lining—12 in. x 12 in., lin. ft.	.761	.761
Gypsum wallboard $\frac{3}{8}$ in., 1,000 sq. ft.	40.00	40.00
Gypsum sheathing $\frac{1}{2}$ in., 1,000 sq. ft.	40.00	40.00
Asphalt roofing—90 lb. mineral surface, roll (108 sq. ft.)	2.76	2.76
Asphalt or tarred felt—15 lb., roll 432 sq. ft.	2.61	2.61
Asphalt or tarred felt—30 lb., roll (216 sq. ft.)	2.61	2.61
Asphalt shingles 210 lb. (3 in 1) thickbutt, 100 sq. ft.	6.19	6.19
Asphalt shingles 2 tab hexagon 165 lb., 100 sq. ft.	4.56	4.56
Fibre insulation board $\frac{1}{2}$ in., standard, 1,000 sq. ft.	59.13	59.13
Fibre insulation $\frac{3}{4}$ in. asphalt sheathing, 1,000 sq. ft.	81.25	81.25
Asbestos cement siding (12 in. x 24 in. or 27 in.) standard colors, 100 sq. ft.	7.72	7.72
Asbestos cement siding (12 in. x 24 in. or 27 in.) brilliant colors, 100 sq. ft.	7.72	7.72

Delivery. (1) The maximum prices for hard building materials, listed in the column headed "Maximum Price Delivered" in Table I, above, include delivery to any point within the Portsmouth, Ohio Area.

(2) Where the purchaser elects to make his own delivery, the seller shall charge no more than the maximum price listed in Table I, above, in the column headed "Maximum Price F. O. B. Yard."

Discounts. No seller covered hereby shall discontinue or reduce any of the allowances or discounts, which he offered in March, 1942, on sales of any of the items listed in Table I, above.

[F. R. Doc. 46-20453; Filed, Nov. 15, 1946; 8:52 a. m.]

[Region III, Order G-38 Under SO 142,
Amdt. 1]

PERFECLITE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, *It is ordered*, That Order No. G-38 under section 2 of Supplementary Order No. 142 be and the same is hereby amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) *What this order does.* This Order No. G-38 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices of certain products manufactured by the Perfec-lite Company of Cleveland, Ohio, hereinafter referred to as the manufacturer, identified as follows: chain pendant fixtures, ceiling unit fixtures, rod pendant fixtures, and fluorescent lighting fixtures, covered by Revised Maximum Price Regulation No. 136. The maximum prices of the manufacturer and the maximum prices of the resellers of such products are adjusted herein.

2. Paragraph (b) is amended to read as follows:

(b) *Manufacturer's adjusted maximum prices.* The adjusted maximum prices for sales by the manufacturer of its products as set forth in (a) above shall be its maximum net prices in effect on October 1, 1941, to each class of purchaser, increased as follows:

Product:	Percentage increase
Chain pendant fixtures.....	49.13
Ceiling unit fixtures.....	39.46
Rod pendant fixtures.....	39.46
Fluorescent fixtures.....	39.46

This amendment shall become effective August 23, 1946.

Issued: August 23, 1946.

JOHN F. KESSEL,
Regional Administrator.

*Opinion Accompanying Amendment 1 to
Order G-38 Under Section 2 of Sup-
plementary Order 142*

Order No. G-38 under section 2 of Supplementary Order No. 142, issued and effective July 30, 1946, provided for an adjustment of the maximum prices on certain commercial lighting fixtures, specifically, chain pendant fixtures, ceiling unit fixtures and rod pendant fixtures, manufactured by the Perfec-lite Company, Cleveland, Ohio. The order also provided that resellers of such products could add to their maximum prices in effect on June 17, 1946 the percentage amount of the increase in their net invoiced cost resulting from such adjustment and further provided for appropriate notification by the manufacturer to such resellers.

On August 6, 1946 the Perfec-lite Company requested revision of the maximum prices established by the above order because of substantial material cost in-

creases experienced since its application for maximum price adjustment was filed on June 12, 1946. The applicant further requested an adjustment of its base date price on fluorescent lighting equipment also covered under Revised Maximum Price Regulation No. 136 but not included in the original application and which it had not manufactured since 1941.

Analysis of the new cost data furnished by the applicant indicates that an adjustment of the maximum prices heretofore granted by Order No. G-38 and of the base date price for fluorescent lighting equipment is necessary to permit applicant to realize its total allowable costs plus a reasonable margin of profit, and it is accordingly determined that Order G-38 should be revised and amended to reflect such adjustment.

It is further determined that resellers of the commodities for which revised maximum prices are established by this amendment would not be able to absorb the price increase granted and that accordingly the provisions for percentage pass through for resellers under the Order No. G-38 shall remain in full force and effect.

[F. R. Doc. 46-20439; Filed, Nov. 15, 1946;
8:48 a. m.]

[Region III Order G-2 Under Rev. Supp.
Service Reg. 50 Under RMPR 165]

DELECTRO APPLIANCE CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of Region III by § 1499.648 (c) (4) of Revised Supplementary Service Regulation No. 50, as amended, it is hereby ordered that:

(a) *The purpose of this order.* This order establishes maximum prices for the sale at retail, in the area hereinafter described, of the service performed by Delectro Appliance Co. for its retail dealers or agents (hereinafter referred to as "resellers") of repairing, reconditioning and rebuilding electrical appliances and equipment, when such service is resold by such resellers to ultimate consumers.

(b) *Prohibitions.* (1) On and after the effective date of this order, regardless of any contract, agreement or other obligation, no person shall sell, offer to sell or supply the services covered hereby at prices in excess of those established by this order.

(2) Lower prices than those set forth herein may be charged, demanded and received.

(c) *Maximum prices.* The maximum price at which resellers at retail may sell the service of repairing, reconditioning and rebuilding electrical appliances and equipment, when such service has been supplied to such resellers by Delectro Appliance Co., shall be the maximum price which has been determined by Delectro Appliance Co. for a sale at retail of such service by the use of the pricing method heretofore established by said Delectro Appliance Co. under Revised Maximum Price Regulation No. 165, as follows:

(1) Said maximum price shall be the total of:

(i) A labor charge based upon the time actually consumed by Delectro Appliance Co. in the performance of such service, at an hourly rate of \$2.00, which may be adjusted pursuant to the provisions of Supplementary Service Regulation No. 21; plus

(ii) A charge for materials and parts at the maximum price thereof established by Delectro Appliance Co. for retail sales under the applicable Maximum Price Regulation.

(2) Maximum prices established hereby shall be f. o. b. reseller's place of business or delivered to the consumer in accordance with the reseller's usual and customary practice.

(d) *Relationship to other regulations.* Except as specifically provided herein to the contrary, all applicable provisions of Revised Maximum Price Regulation No. 165, as amended, and Supplementary Service Regulation No. 21, as amended, shall apply to the sales and services covered by this order.

(e) *Invoices.* Delectro Appliance Co. shall furnish to all resellers to whom it supplies the services covered hereby an invoice or statement showing separately (1) the number of hours charged for, (2) the hourly rate, (3) the charges for materials and parts and (4) the total charge calculated pursuant to the pricing method referred to in paragraph (c) of this order.

(f) *Definition.* The following definitions shall apply to the terms used herein:

(1) "Reseller" means any person selling to an ultimate consumer any of the services covered hereby, irrespective of whether the transaction between such reseller and Delectro Appliance Co. constitutes a purchase and a sale of such service.

(2) "Appliances and Equipment" means electrical appliances commonly used in homes, hospitals, hotels, institutions, offices, retail establishments or schools, including but not limited to electric fans, lamps, room air conditioning units, sewing machines, vacuum cleaners, washing or ironing machines, kitchen equipment, radios and phonographs (not primarily designed for commercial, military or police use), and stoves. The term does not include furnaces, boilers, industrial equipment, stokers, typewriters, adding machines, dictating machines, duplicating equipment or other office machines.

(3) Unless the context otherwise required, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and Revised Maximum Price Regulation No. 165, as amended, shall apply to all terms used herein.

(g) *Geographical applicability.* This order applies to services covered hereby supplied in the states of Indiana (except Lake Co.), Michigan, Ohio, Kentucky and West Virginia.

(h) *Revocation and amendment.* This order may be amended, modified, or revoked at any time by the Office of Price Administration.

This order shall become effective August 8, 1946.

Issued: August 8, 1946.

JOHN F. KESSEL,
Regional Administrator.

Opinion Accompany Order G-2 Under § 648 (c) (4) of Revised Supplementary Service Regulation 50

Delectro Appliance Co. is a partnership consisting of Robert Warrington and Brooks Milgate located at 13902 Euclid Avenue, and is engaged in the business of repairing electric appliances such as vacuum cleaners, irons, toasters, grills and the like. The service rendered by this company is designed to be a complete reconditioning and rebuilding service as well as a repair service and contemplates the replacement of defective and inoperative parts.

The company has established its maximum price for sales to consumers by adoption of the pricing method of its nearest competitor of the same class for the same service, and it has properly filed a statement of its maximum prices under the applicable provisions of Revised Maximum Price Regulation No. 165. In addition to furnishing services at retail, the company proposes to sell the same through individual retail dealers, throughout the area comprising Region III of the Office of Price Administration. The service will be sold to the dealers at wholesale, or the dealers will act as agents of the company, depending upon the agreement reached between the company and each dealer. Most of the dealers, through whom services will be supplied by the company to the consuming public, have no maximum prices for such services established under Revised Maximum Price Regulation No. 165. In the absence of an order such as that accompanying this opinion, each individual dealer will therefore be required to establish a maximum price or pricing method under section 4 (c) or section 5 of Revised Maximum Price Regulation No. 165. This process will result in a considerable number of varying prices among dealers who are reselling this service, depending upon the locality, the competitor, and all other factors by which a new seller must determine his maximum prices under Revised Maximum Price Regulation No. 165. In many instances, maximum prices determined by such means would result in an inequitable price for the service which is rendered due to the variance in operations of the company from those of the individual repair shop.

In addition thereto, the Regional Administrator has been advised that the company proposes to establish hundreds of outlets throughout Region III, and the burden thus cast upon the Office of Price Administration in determining or otherwise establishing maximum prices individually for each of these outlets would be almost insurmountable.

By reason of the above, the Regional Administrator has determined that it is impracticable to establish maximum prices individually for each of the out-

lets of the Delectro Appliance Company under section 4 or section 5 of Revised Maximum Price Regulation No. 165, and has accordingly exercised the authority delegated to him by Revised Supplementary Service Regulation No. 50, to issue a general order establishing maximum prices throughout Region III for retail sales of the service rendered by the Delectro Appliance Co.

A pricing method of \$2.00 per hour plus a charge not to exceed the maximum retail price of parts has been properly established by Delectro Appliance Co. under the provisions of section 4 (c) of Revised Maximum Price Regulation No. 165 for determination of its maximum prices in sales to the ultimate consumer. It has been established to the satisfaction of the Regional Administrator that this pricing method results in a fair and equitable price to consumers for the service rendered. The accompanying order accordingly provides that the maximum retail price determined by Delectro Appliance Co. from the use of its pricing method shall be the maximum retail price for the same service when sold by its dealers or agents, referred to in the order as "resellers."

Pursuant to the requirements of § 1499.648 (c) (4) of Supplementary Service Regulation No. 50, this order has been cleared, prior to issuance, with the Service Trades Branch of the National Office of the Office of Price Administration.

It is the opinion of the Regional Administrator that the provisions of the accompanying order are generally fair and equitable and will effectuate the purpose of the Emergency Price Control Act of 1942, as amended.

[F. R. Doc. 46-20445; Filed, Nov. 15, 1946; 8:57 a. m.]

[Region III Order G-5 Under Rev. Supp. Service Reg. 50 Under RMPR 165]

MOTOR VEHICLE PARKING SPACE IN INDIANA STATE FAIR GROUNDS AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1499.648 (c) (4) of Revised Supplementary Service Regulation No. 50, as amended, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for the service of furnishing parking space for motor vehicles in the Indiana State Fair Grounds Area, hereinafter described, for the periods of time set forth in paragraph (b) below. Nothing in this order shall prohibit a parking lot operator from charging his maximum price otherwise established under Revised Maximum Price Regulation No. 165 (Services) as amended.

(b) *Maximum prices.* The maximum prices which a parking lot operator may charge for the service of furnishing parking space in the Indiana State Fair Grounds Area during the time specified herein shall be the prices set forth below.

<i>Motor vehicle parking</i>	<i>Maximum price</i>
1. Passenger cars and smaller types of motor vehicles:	
(i) Any day between Aug. 30, 1946, and Sept. 1, 1946, inclusive, between 6 a. m. and 12 midnight.....	\$0.60
(ii) Any day between Aug. 30, 1946, and Sept. 1, 1946, inclusive, between 12 midnight and 6 a. m.....	.25
2. Trucks and larger types of motor vehicles:	
(i) Any day between Aug. 30, 1946, and Sept. 1, 1946, inclusive, between 6 a. m. and 12 midnight.....	.85
(ii) Any day between August 30, 1946 and September 1, 1946, inclusive, between 12 midnight and 6 a. m.....	.25

(c) *Violations.* No person may charge or offer to charge prices higher than the maximum prices specified in this order. Posting of a sign at a parking lot showing a price for the service higher than the maximum price hereunder shall, for example, be conclusively termed to be an offer to supply the service at the posted price.

(d) *Lower prices.* Prices lower than the maximum prices established by this order may be offered, charged and paid.

(e) *Definitions.* 1. "Indiana State Fair Grounds Area" means any area within a radius or one-quarter mile of any entrance gate to the Indiana State Fair.

2. "Parking lot" means an open, substantially uncovered space, or a garage accessible by a motor vehicle from the street and used for parking motor vehicles.

3. "Parking lot operator" means a person who maintains a temporary or permanent parking lot for the parking of motor vehicles for compensation.

4. "Service of furnishing Parking Space" means furnishing space in a temporary or permanent parking lot by a parking lot operator.

This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective August 23, 1946.

Issued: August 23, 1946.

JOHN F. KESSEL,
Regional Administrator.

Opinion Accompanying Order G-5 Under § 1499.648 (c) (4) of Revised Supplementary Service Regulation 50, as Amended Under RMPR 165

The prices established in the accompanying order were determined as a result of a survey conducted by the Indianapolis District Office of the Office of Price Administration. The State of Indiana will resume its State Fair which will be held at Indianapolis from August 30, 1946, to September 1, 1946, inclusive. The last Indiana State Fair was held in 1941. In the interim the service of furnishing parking space en masse was not supplied in the Indiana State Fair Grounds Area. As a consequence, no prices for such service was established in accordance with Revised Maximum Price Regulation No. 165 (Services) as amended. Since the Indiana State Fair

is to be resumed, it is necessary to establish prices for the service of furnishing parking space for motor vehicles for the many varied sellers in said area. Maximum prices for the sale of the service of furnishing parking space was requested in a conference between the Indianapolis District Office of the OPA and the President and Members of the Board of the Indiana State Fair Association, but for the most part no effort has been made to establish prices pursuant to section 4 or 5 of Revised Maximum Price Regulation No. 165 (Services) as amended, and due to time limitations, it is administratively impossible to investigate and determine the names of all parking lot operators in said area for the purpose of issuing individual orders to them pursuant to section 15 (b) of Revised Maximum Price Regulation No. 165 (Services) as amended.

Investigation by the Indianapolis District Office reveals that no records of the prices charged for the service of furnishing parking space in former years exist. Investigation further discloses that in September, 1945 certain charges were made for the service of furnishing parking space at the fair grounds during the 4-H Club Fair. After consultation and examination of the facts obtainable from all sources, it was determined that the prices set forth in the order accompanying this opinion should be established during the Indiana State Fair, and inasmuch as said Indiana State Fair Association is the volume seller of such services in said area, it was determined that prices that are fair and equitable in its opinion and in line with prices otherwise established, are proper prices for all sales of said service in said area.

The rates established in the accompanying order are in the opinion of the Administrator fair and equitable and in line with the level of prices otherwise established under Revised Maximum Price Regulation No. 165 (Services) as amended. The Administrator is of the opinion that it is necessary to issue the accompanying order to establish maximum prices for the service of furnishing parking space in an area in which many parking lot operators would otherwise be in violation.

[F. R. Doc. 46-20442; Filed, Nov. 15, 1946; 8:45 a. m.]

[Region III Order G-5 Under Rev. Supp. Service Reg. 50 Under RMPR 165, Amdt. 1]

MOTOR VEHICLE PARKING SPACE IN INDIANA STATE FAIR GROUNDS AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1499.648 (c) (4) of Revised Supplementary Service Regulation No. 50, as amended: *It is hereby ordered:*

Paragraph (b) of Order No. G-5 under § 1499.648 (c) (4) of Revised Supplementary Service Regulation No. 50, as amended, is amended to read as follows:

(b) *Maximum prices.* The maximum prices which a parking lot operator may

charge for the service of furnishing parking space in the Indiana State Fair Grounds Area during the time specified herein shall be the prices set forth below:

Motor vehicle parking	Maximum price
1. Passenger cars and smaller types of motor vehicles:	
(i) Any day between Aug. 30, 1946, and Sept. 6, 1946, inclusive, between 6 a. m. and 12 midnight.....	\$0.60
(ii) Any day between Aug. 30, 1946, and Sept. 6, 1946, inclusive, between 12 midnight and 6 a. m.....	.25
2. Trucks and larger types of motor vehicles:	
(i) Any day between Aug. 30, 1946, and Sept. 6, 1946, inclusive, between 6 a. m. and 12 midnight.....	.85
(ii) Any day between Aug. 30, 1946, and Sept. 6, 1946, inclusive, between 12 midnight and 6 a. m.....	.25

This Amendment No. 1 shall become effective August 30, 1946.

Issued: August 30, 1946.

JOHN F. KESSEL,
Regional Administrator.

Opinion Accompanying Amendment 1 to Order G-5 Under § 1499.648 (c) (4) of Revised Supplementary Service Regulation No. 50.

Amendment No. 1 to Order No. G-5 under § 1499.648 (c) (4) of Revised Supplementary Service Regulation No. 50, as amended, establishes maximum prices for the service of furnishing motor vehicle parking space in the Indiana State Fair Grounds Area for five days not covered in the regional order.

It has been determined for the same reasons given in the opinion accompanying Order No. G-5 under § 1499.648 (c) (4) of Revised Supplementary Service Regulation No. 50, as amended, that the maximum prices established in such order should also be established for said service in said area between September 2 and September 6, 1946, inclusive.

[F. R. Doc. 46-20443; Filed, Nov. 15, 1946; 8:45 a. m.]

[Region III Order G-6 Under Rev. Supp. Service Reg. 50 Under RMPR 165]

MOTOR VEHICLE PARKING SPACE IN NATIONAL AIR RACES AREA, CLEVELAND, OHIO

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1499.648 (c) (4) of Revised Supplementary Service Regulation No. 50, as amended, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for the service of furnishing parking space for motor vehicles in the National Air Races Area, hereinafter described, for the periods of time set forth in paragraph (b) below. Nothing in this order shall prohibit a parking lot operator from charging his maximum price otherwise established under Revised Maximum Price Regulation No. 165 (Services) as amended.

(b) *Maximum prices.* The maximum prices which a parking lot operator may

charge for the services of furnishing parking space in the National Air Races Area during the time specified herein shall be the prices set forth below:

Motor vehicle parking	Maximum price
(1) Any day beginning at 12 midnight between Aug. 30, 1946, and Sept. 2, 1946, inclusive.....	\$1.50

(c) *Violations.* No person may charge or offer to charge prices higher than the maximum prices specified in this order. Posting of a sign at a parking lot showing a price for the service higher than the maximum price hereunder shall, for example, be conclusively termed to be an offer to supply the service at the posted price.

(d) *Lower prices.* Prices lower than the maximum prices established by this order may be offered, charged and paid.

(e) *Definitions.* 1. "National Air Races Area" means any area with a radius of two miles of the Cleveland Municipal Airport.

2. "Parking lot" means an open, substantially uncovered space, or a garage accessible by a motor vehicle from the street and used for parking motor vehicles.

3. "Parking lot operator" means a person who maintains a temporary or permanent parking lot for the parking of motor vehicles for compensation.

(4) "Service of furnishing parking space" means furnishing space in a temporary or permanent parking lot by a parking lot operator.

On and after the effective day of the order, every parking lot operator shall post on each parking lot that he operates, in a manner so that it will be plainly visible to and readable by persons driving automobiles into the parking lot, a placard setting forth the maximum prices which the operator is permitted to charge for the purpose of furnishing motor vehicle parking.

This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective August 29, 1946.

Issued: August 29, 1946.

JOHN F. KESSEL,
Regional Administrator.

Opinion Accompanying Order G-6 Under § 1499.648 (c) (4) of Revised Supplementary Service Regulation No. 50, as Amended

The prices established in the accompanying order were determined as a result of a survey conducted by the Cleveland District Office of the Office of Price Administration. The National Air Races will be resumed at Cleveland, Ohio, from August 30, 1946 to September 2, 1946, inclusive. The last National Air Races were last held in Cleveland, Ohio, in 1939. In the interim the services of furnishing parking space en masse was not supplied in the Cleveland Municipal Airport Area. As a consequence, no prices for such service was established in accordance with Revised Maximum Price Regulation No. 165 (Services) as amended. Since the National Air Races

are to be resumed, it is necessary to establish prices for the service of furnishing parking space for motor vehicles for the many varied sellers in said area. Maximum prices for the sale of the service of furnishing parking space were requested by certain sellers of such services in said area, but for the most part no effort has been made to establish prices pursuant to section 4 or 5 of Revised Maximum Price Regulation No. 165 (Services) as amended, and due to time limitations, it is administratively impossible to investigate and determine the names of all parking lot operators in said area for the purpose of issuing individual orders to them pursuant to section 15 (b) of Revised Maximum Price Regulation No. 165 (Services) as amended.

Investigation by the Cleveland District Office reveals that no records of the prices charged for the service of furnishing parking space in former years exist. Investigation further discloses that no comparable service was furnished within the Cleveland District of the Office of Price Administration since 1939. After consultation and examination of the facts obtainable from all sources, it was determined that the prices set forth in the order accompanying this opinion should be established during the National Air Races.

The rates established in the accompanying order are, in the opinion of the Administrator, fair and equitable and in line with the level of prices otherwise established under Revised Maximum Price Regulation No. 165 (Services) as amended. The Administrator is of the opinion that it is necessary to issue the accompanying order to establish maximum prices for the service of furnishing parking space in an area in which many parking lot operators would otherwise be in violation.

[F. R. Doc. 46-20444; Filed, Nov. 15, 1946; 8:58 a. m.]

[Region III, SO 11]

SOLID FUELS IN CLEVELAND REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III by § 1340.259 (a) (2) of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does.* This order grants an adjustment in the maximum prices of solid fuels which have been received via water transportation facilities at a dock located in the lower peninsula of Michigan and in certain counties of the upper peninsula of Michigan bordering on Lake Huron.

(b) *Permitted increase.* Notwithstanding the provisions of Revised Maximum Price Regulation No. 122, Order No. G-74, under Revised Maximum Price Regulation No. 122, or any adopting order issued thereunder, any seller of coal who has received such coal via water transportation facilities at a dock located in the area described in paragraph (c) hereof, may increase his established maximum prices for such coal by an amount not to exceed the amount of the

increase actually incurred in such water transportation costs since July 26, 1946.

(c) *Geographical applicability.* The provisions of this order shall be applicable to coal received via water transportation facilities at a dock located in the lower peninsula of the State of Michigan, and the counties of Mackinac and Chippewa in the upper peninsula of the State of Michigan.

(d) *Amendment and revocation.* This order may be modified, amended, or revoked at any time by the Office of Price Administration.

This order shall become effective September 13, 1946.

Issued: September 13, 1946.

JOHN F. KESSEL,
Regional Administrator.

Opinion Accompanying Supplementary Order No. 11

Since price control was suspended on July 26, 1946 on charges of contract carriers by water operating on the Great Lakes, water rates for the transportation of coal have uniformly increased 6¢ per net ton for bulk carriers and 10¢ per net ton for self unloaders. For the reasons contained in the statement of considerations accompanying Amendment No. 47 to Revised Maximum Price Regulation No. 122, certain increases were granted by said amendment in the maximum prices of coal received via water transportation at docks located on the west shore of Lake Michigan because of these increases in transportation rates. No provision was made for dealers and lake dock operators on the lower peninsula of Michigan or those located on Lake Huron. It is, therefore, necessary that, pending the final determination of price increases which may be required by reason of these increased water transportation rates, provision be made by regional supplementary order for dock operators who are not covered by Amendment No. 47 to Revised Maximum Price Regulation No. 122.

The accompanying supplementary order, therefore, permits such operators to add to their previously established maximum price, increases in transportation costs actually incurred by them.

It is the opinion of the Regional Administrator that the provisions of the accompanying order are generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended.

[F. R. Doc. 46-20441; Filed, Nov. 15, 1946; 8:47 a. m.]

[Region III Order G-36 Under SO 142, Amdt. 1]

ADALET MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended; *It is ordered.* That Order No. G-36 under Supplementary Order No. 142 be and hereby is amended in the following respects:

Paragraph (b) is amended to read as follows:

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of the following described metal conduit fittings manufactured by it shall be its maximum list prices in effect on June 25, 1946 increased by the following percentages:

Product	Permitted increase
Pipe clamps, conduit messenger cable hangers	13.46
Service station island junction boxes	13.46
9A specials	2.90

(2) The adjusted maximum prices, per hundred, for service fittings in standard packages, manufactured by it, shall be as follows:

Catalogue No.:	Adjusted maximum list price
SE 2	\$28.80
SE 3	33.60
SE 4	40.00
SE 5	68.00
SE 6	96.00
SE 8	224.00
SE 10	444.00
SE 12	736.00
SE 14	904.00
SE 16	1,538.00
SL 2	30.40
SL 3	36.00
SL 4	44.00
SL 5	72.00
SL 6	116.00
SL 8	208.00
SLG 332	61.82

(3) The adjusted maximum prices for sales by the manufacturer of all other metal conduit fittings manufactured by it, and not listed in subsections (1) or (2), shall be its maximum list prices in effect on June 25, 1946 increased by 15%.

(4) The manufacturer shall maintain, on all sales hereby affected, all discounts, allowances and other price differentials, to each class of purchaser, which it had in effect on June 25, 1946.

This amendment No. 1 to Order No. G-36 shall become effective September 17, 1946.

Issued: September 17, 1946.

JOHN F. KESSEL,
Regional Administrator.

Opinion Accompanying Amendment 1 to Order G-36 Under Section 2 of Supplementary Order 142

The accompanying amendment to Order No. G-36 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices of all metal conduit fittings, covered by Revised Maximum Price Regulation No. 136, manufactured by The Adalet Manufacturing Company of Cleveland, Ohio, therein referred to as the manufacturer.

The adjustment granted in the original order provided for an equal percentage increase in the maximum prices of all metal conduit fittings manufactured by the manufacturer. The manufacturer has requested that this adjustment be broken down and distributed among its various products in order that manufacturer's prices will be in line with those of other manufacturers of similar products.

Accordingly the percentage increase formerly granted has been apportioned to applicant's various products. It has been determined that the increases granted in the accompanying order do not exceed the overall percentage increase originally granted the manufacturer.

Inasmuch as freight costs were considered in determining the permitted adjustment, applicant's request for a change in freight allowance for west coast sales has been denied.

The price increases established in the accompanying amendment are considered generally fair and equitable in accordance with the provisions of Supplementary Order No. 142 and consistent with the purposes of the Emergency Price Control Act of 1942, as amended.

[F. R. Doc. 46-20440; Filed, Nov. 15, 1946; 8:47 a. m.]

[Region III Order G-25 Under RMPR 251, Amdt. 1]

RE-ROOFING IN YOUNGSTOWN, OHIO, AREA

For the reasons set forth in an accompanying opinion which has been filed with the Division of the Federal Register, and pursuant to the provisions of section 9, of Revised Maximum Price Regulation No. 251, and of Regional Basic Order No. 1-B under section 9 of Revised Maximum Price Regulation No. 251, *It is hereby ordered:*

(a) That section 2 of Order No. G-25 under section 9 of Revised Maximum Price Regulation No. 251 be amended to read as follows:

SEC. 2. *Area covered.* For the purposes of this order, the "Youngstown, Ohio Area" consists of the Counties of Carroll, Columbiana, Geauga, Lake, Ashtabula, Mahoning, Portage and Trumbull in the State of Ohio.

(b) That this Amendment No. 1 to Order No. G-25 shall become effective October 22, 1946.

Issued: October 8, 1946.

J. F. KESSEL,
Regional Administrator.

Opinion Accompanying Amendment No. 1 to Order No. G-25 Under Section 9 of Revised Maximum Price Regulation No. 251

The accompanying amendment is issued for the purpose of adding the counties of Ashtabula, Carroll, Columbiana, Geauga, Lake, Portage and Trumbull in the Youngstown, Ohio Area. It was intended that the eight counties should be covered by Order G-25, but due to a clerical error, only Mahoning County was included in the order as originally issued.

In the opinion of the Regional Administrator, the provisions of the accompanying amendment are fair and equitable

and will effectuate the purposes of the Emergency Price Control Act, as amended, and of Revised Maximum Price Regulation No. 251, as amended.

[F. R. Doc. 46-20493; Filed, Nov. 18, 1946; 8:51 a. m.]

[Birmingham Rev. Order G-1 Under Gen. Order 50, Revocation]

MALT AND CEREAL BEVERAGES IN JEFFERSON COUNTY, ALA.

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Birmingham District Office, Region IV, Office of Price Administration, by General Order No. 50 and Revised Regional Delegation Order No. 17, *It is hereby ordered, That:* Revised Order No. G-1 under General Order No. 50, issued by the Birmingham District Office of the Office of Price Administration, be, and it hereby is, revoked subject to the provisions of Supplementary Order No. 40.

This order of revocation shall be effective immediately.

Issued this 25th day of October 1946.

SAM J. WATKINS,
District Director.

Opinion Accompanying Revocation of Revised Order No. G-1 Under General Order No. 50

Amendment No. 69 to Supplementary Order No. 132 removed from price control the malt and cereal beverages for which community dollar-and-cent ceiling prices were established by Revised Order No. G-1 under General Order No. 50. In keeping with the action taken by the Administrator of the Office of Price Administration in issuing Amendment No. 69 to Supplementary Order No. 132, it is deemed advisable to revoke Revised Order No. G-1 under General Order No. 50, and for that purpose the accompanying order of revocation has been issued.

[F. R. Doc. 46-20496; Filed, Nov. 18, 1946; 8:51 a. m.]

[Richmond 3d Rev. Order 1 Under Gen. Order 50, Revocation]

MALT AND CEREAL BEVERAGES IN RICHMOND, VA., AREA

The Administrator of the Office of Price Administration having exempted from price control all malt and cereal beverages, 3d Revised Order Number 1, as heretofore amended, under General Order Number 50 is hereby revoked.

This order of revocation is made effective as of October 24, 1946.

Issued this 30th day of October 1946.

J. FULMER BRIGHT,
District Director.

[F. R. Doc. 46-20497; Filed, Nov. 18, 1946; 8:50 a. m.]

[Region VIII Rev. Order G-4 Under Gen. Order 68, Amdt. 2]

BUILDING MATERIALS IN LOS ANGELES COUNTY, CALIF.

An opinion accompanying this amendment has been issued simultaneously herewith.

Revised Order No. G-4 under General Order No. 68 is amended in the following respects:

1. The effective date thereof is changed from August 11, 1946, to July 26, 1946.
2. In Appendix A the discounts applicable to comment are changed from 2½% to 2¼%.

This amendment shall become effective August 20, 1946.

Issued this 20th day of August 1946.

BEN C. DUNIWAY,
Regional Administrator.

Opinion Accompanying Amendment No. 2 to Revised Order No. G-4 Under General Order No. 68

Revised Order No. G-4 under General Order No. 68 was originally issued on June 28, 1946. For the reasons stated in the opinion accompanying Amendment No. 1, it did not become effective until it was re-issued by that amendment, and it was then provided to become effective on August 11, 1946.

It has been brought to the attention of the Regional Administrator that many members or the trade affected by that order understood it to have been in effect since the resumption of price control pursuant to the Price Control Extension Act of 1946. These sellers conducted their operations under this misunderstanding in conformity with the order which, through a technicality, had failed to become effective. Inasmuch as it was the original intention of the Regional Administrator in his original issuance of Revised Order No. G-4 to cause it to become effective substantially earlier than it in fact became so, it has been considered appropriate to change the effective date of the order to the one which was understood by the trade. This is accomplished by the accompanying amendment.

The amendment also corrects a typographical error through which cement discounts were provided to be 2½ per cent instead of 2¼ cents per sack.

This action will have the effect of relating only to sales made during the two-week period between July 26 and August 11, 1946, and will provide for that period the prices which were intended to be in effect since the original effective date of Revised Order No. G-4. This action is considered consistent with the requirements of the Emergency Price Control Act of 1942, as amended.

[F. R. Doc. 46-20498; Filed, Nov. 18, 1946; 8:50 a. m.]